From: <u>Cooper, Helene</u>

To: <u>Cutler, Dawn RDML CHINFO</u>

Subject: [Non-DoD Source]

Date: Tuesday, February 23, 2016 12:20:29

dawn,

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times (b) (6) From: William Marks

Cutler, Dawn RDML CHINFO To:

; Derrick, Amy E CAPT CHINFO, DCI; (b) (6) Cc:

; Mcnally, Patrick W CAPT SECNAV, PAO; (b) (6)

; Hanzlik, Jack E JR CAPT USFF, NO1P; Marks, William J CDR CHINFO, OI-3

Subject: [Non-DoD Source] FOR REVIEW: Iran investigation roll out plan

Date: Monday, February 15, 2016 13:53:59

CI,

Looking ahead at the release of the Iran RCB investigation, the team put some thoughts together this weekend for your review. As I'm sure McCain intended, the Reuters article is inspiration to tighten up the decision process on how to release information once the NAVCENT investigation is complete.

(b) (6) and I emailed back and forth with (b) (6) he knows we're tossing around ideas. VADM Donegan understands a VTC may be appropriate and asked (b) (6) for a brief early this week so I'd like to support him as much as we can.

V/r,

William

PROPOSAL FOR RCB INVESTIGATION ROLL OUT PLAN

D-1: CNO and SECNAV pre-briefs

D0: When investigation ready: Hill briefs (OLA with N3/5), DOS notifications (OSD via CHINFO) and family notifications (USFFC) **Need to keep in mind timing wrt congressional recess if this goes closer to the end of March.

D+1 (immediately after notifications/briefs complete as to not lose our narrative)

- Consider embargoed backgrounder depending on what the investigation says and need to get ahead of reactions
- One hour before VTC, NAVCENT release Navy news story and Q&A.
- VTC: VADM Donegan press briefing to Pentagon press via VTC (CHINFO coordinate with OSD).
- After VTC: NAVCENT Post investigation to FOIA reading room immediately after press brief.

Senator McCain says could subpoena U.S. sailors held by Iran (REUTERS 15 FEB 2016)

U.S. Republican Senator John McCain said on Sunday he would subpoena 10 U.S. sailors to testify about their brief detention by Iran if the Obama administration does not provide the findings of an investigation into the incident by March 1.

"It's an option that I do not want to exercise," McCain, who chairs the Senate Armed Services Committee, told reporters as he was returning to the United States from an international security conference in Germany.

The sailors were detained by the Islamic Revolutionary Guard Corps after their two patrol boats strayed into Iranian waters on Jan. 12. U.S. officials later blamed a navigational problem.

The Americans were freed the next day after U.S. Secretary of State John Kerry intervened with Iranian Foreign Minister Javad Zarif, averting a diplomatic crisis just days before implementation of the Iran nuclear deal and the lifting of international sanctions on Tehran.

Iranian media broadcast videos of the detainees, including scenes in which Revolutionary Guards personnel trained weapons on the sailors as they kneeled.

The Obama administration has said the sailors' speedy release showed the power of diplomacy and the promise of its new engagement with Iran.

The U.S. Navy had briefed McCain several times about the incident, and would continue to do so as the investigation proceeded, said one U.S. official.

Republicans have been critical of the deal with Iran, and some say the detainment of the sailors showed how little regard Iran had for the United States.

McCain said he had been told the sailors were still being debriefed, but added that he assumed that administration members were "dragging their feet" in completing an investigation into the incident, which he accused Iran of exploiting for propaganda purposes.

"I guarantee you, if they don't have a debrief by the first of March like they said, we'll have a hearing and we'll subpoena. We're not going to wait any longer," McCain said. "We will subpoena the individuals if we have to."

McCain said he raised the case in a meeting on Saturday with Kerry on the sidelines of the security conference in Munich.

(Reporting by Jonathan Landay; Editing by Peter Cooney and Richard Pullin)

From: William Marks

To: <u>Derrick, Amy E CAPT CHINFO, DCI</u>

Cc: Marks, William J CDR CHINFO, OI-3

Subject: [Non-DoD Source] note from CDR Marks

Date: Wednesday, February 17, 2016 15:06:18

DCI,

No one has asked me any questions on the kickstarter issue, but I'd like to let everyone know that there is absolutely, positively no way I was ever going to discuss or write sensitive, privileged or inappropriate information.

Any and all notes I have were compiled between 2009 and 2013, and the subject matter is leadership, communication tips from SDSU and the Naval Academy very similar to what RDML Kirby would write when he was CHINFO, and some innocent sea stories such as "life aboard an aircraft carrier". I even sent a draft to NAVINFO East in 2013. I had every intention of following all aspects of the authors guidance they sent if and when the book was finished. The last piece I was going to add was information from MH370 which is all public knowledge.

If anyone has a different perception I would like to make it known that it's absolutely not the case. I unequivocally have not and would not ever write about issues pertaining to my job at CHINFO or any other current or past dealings with media or official Navy business.

I'm sorry for the confusion on kickstarter and I'm happy to discuss formally or informally if desired.

V/r, William From: (b)(6)

To: (b) (6)

Subject: [Non-DoD Source] pdfs of fb posts and kickstarter

Date: Tuesday, February 16, 2016 21:19:24

Attachments: (b) (6)

As requested for CI. What was still visible on Facebook at 2100 on 16 Feb 2016

Subject: [Non-DoD Source] William Marks Date: Wednesday, February 17, 2016 13:49:00 Hi Dawn, I hope you are doing well inside the Puzzle Palace. I wanted to reach out to you directly because of some news I heard about Cmdr. Marks. I understand he has been relieved pending an investigation into a kickstarter project he launched for a book "Truth or Dare: Confessions of a Military Spokesman." I realize this is sensitive so if you'd like to have a conversation unplugged about this, I'd be happy to speak with you. I'll let you know up front that my editor is of the opinion that this is newsworthy, given his position as head of the news desk. I'm offering an off the record but ultimately we'd like to get an on-the-record statement. Do you have a moment this afternoon? Best, David B. Larter Staff Writer | Navy Times Work: (b) (6)

Larter, David

Cutler, Dawn RDML CHINFO

From: To:

Cell: (b) (6)

(b) (6) From:

Cutler, Dawn RDML CHINFO To: Subject: [Non-DoD Source] William Marks Date: Sunday, February 14, 2016 17:03:41

Dawn – On the off chance that this isn't on your radar, I felt compelled to ensure that you are aware.



https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman

From: CAPT Daniel E. Eldredge, JAGC, USN

To: Chief of Naval Operations

Subj: PRELIMINARY INQUIRY INTO ALLEGED JOINT ETHICS REGULATION (JER) VIOLATIONS BY CDR WILLIAM MARKS, USN

Ref: (a) JAGMAN, Section 0203

- (b) DoD 5500.7-R (JER)
- (c) 5 CFR 2635.807
- (d) SECNAVINST 5720.44C (DoN Public Affairs Policy and Regulations) 21 Feb 12
- (e) OGE DAEOGram 08-006a of 6 Mar 08
- (f) Kickstarter FAQshttps://www.kickstarter.com/help/faq/kickstarter+basics?ref=footer
- (g) www.williammarks.com

Encl: (1) CNO ltr 5830 Ser DNS 18 Feb 16

- (2) CDR William Marks' "Truth or Dare" Kickstarter screen captures.
- (3) CDR Marks Voluntary Statement of 26 Feb 16

1. Introduction:

I conducted this preliminary inquiry in accordance with reference (a) into alleged JER violations by CDR William Marks, USN. During the course of my investigation, I obtained enough evidence to suspect CDR Marks of violating reference (b), the JER. Section 10-100 of the JER states that violation of the JER (and the rules republished in it and prescribed by it, including reference (c)) is punishable under the UCMJ. I also suspected CDR Marks of violating the commercial publication and commercial speaking rules of reference (d), DoN Public Affairs Policy, section 0218. That section is explicit, clear, and uses the term "shall" when listing rules for writing and speaking. The reference was issued by the Secretary of the Navy (SECNAV) and it is my opinion that it is a general order enforceable under Article 92 of the UCMJ. Even if not enforceable as a general order, it sets and requires a standard that CDR Marks did not meet and that caused me to suspect CDR Marks of dereliction of duty under Article 92 of the UCMJ. CDR Marks' conduct could also potentially be viewed as conduct unbecoming under Article 133.

Therefore, before attempting to interview CDR Marks on 24 February 2016 at 1000, I provided him a rights warning under Article 31b of the UCMJ, as required by reference (a), section 0210d(1), using the form referenced by JAGMAN section 0170. CDR Marks chose to invoke his write to remain silent so I terminated the interview. I did not require him to sign the form so I did not attach it as an enclosure, but I have it in case it is needed. The only question I asked CDR Marks during our meeting was whether he understood his rights and he informed me that he did so. I note that he appeared nervous, anxious, distraught, ¹ and eager to talk. He

¹ I passed my concern concerning his well-being to this inquiry's legal POC and he informed me that CDR Marks was informed of personal support resources.

offered, unsolicited, that an attorney informed him that the attorney knew of no case when "things went better" for an accused after talking compared to if the accused never spoke at all. Also, when I was informing him that I suspected him of violating rules associated with disclaimers, he blurted out that his Kickstarter page had a disclaimer. I have been unable to find that disclaimer on the website. Please see the facts section below for why I did not see the disclaimer. Before choosing to invoke his rights, CDR Marks asked me if he could see what I had looked at on the internet. I said, "sure," and permitted him to view enclosure (2). Unsolicited, he confirmed that it was his site.

On 26 February, CDR Marks wrote me via e-mail and asked if he could turn in a voluntary statement by COB that day. I responded that he could and later that day he provided enclosure (3) via e-mail. In order to incorporate his statement into this inquiry, I obtained an extension to 1 March to submit my report.

For Preliminary Inquiries, JAGMAN section 0204b lists command options, two of which are applicable to this inquiry: (1) take no action or (2) convene a command investigation. In this case, my opinion is that option (1) is not warranted and option (2) is not required. I am confident that this inquiry has discovered enough evidence for the command to make a disposition decision and that a command investigation will not uncover significant additional evidence that would narrow or widen command options.

- 2. Personnel contacted: CDR William Marks, USN, and enclosure (1)'s legal POC, (b) (6)
- 3. Materials reviewed: References (a) through (g) and enclosures (1) through (3). Please note that enclosure (2), the screen captures, are easiest read on a computer screen using the zoom function.
- 4. Summary of findings:

CDR Marks started a Kickstarter campaign on 13 February 2016, titled "Truth or Dare: Confessions of a Military Spokesman" to raise funds to self-publish a book (see enclosure (2)) and then he shut it down on 16 February 2016. He did so after discussions with friends and peers but has kept the site visible so that it could be viewed by investigators. He is standing by to cancel the account. His posting appears to be based on a spur of the moment decision as a way to gain feedback to determine whether his project was worth completing. He did not receive any compensation because Kickstarter is all or nothing. From reference (f), Kickstarter FAQs:

Funding on Kickstarter is all-or-nothing. No one will be charged for a pledge towards a project unless it reaches its funding goal. This way, creators always have the budget they scoped out before moving forward.

CDR Marks' opening screen on Kickstarter contains his picture and the words, "I am a spokesperson for the U.S. Navy" and includes a blurred picture of him in uniform holding a microphone towards the viewer. No disclaimer is on the screen. CDR Marks states that he included a disclaimer in an FAQ section but that section cannot be accessed when a project is

cancelled, and even if not cancelled, to access the FAQs, one must click on an FAQ tab. In other words, the disclaimer is not visible on the main page that contains CDR Marks' photo and proclamation. His Kickstarter posting claims "it's rare to hear the true stories of what goes on . . . within military public affairs." He tells potential backers that he will explain the "tricks" to get communications points across. He provides a few snippets of his project including a teaser on how Mario Andretti almost got him fired and he reveals a humorous exchange between him and Mr. Wolf Blitzer relating to early morning wake-up calls. CDR Marks specifically references a crisis in China or Iran as challenges that may draw him away from his project.

CDR Marks, in the "rewards" section of the site, attempted to sell access to himself and answer questions about the Navy, with greater levels of access (such as Skype, face-to-face) available to those backers who commit more money. From the website:

Pledge \$5 or more (0 backers): You will get a code for a digital download of the book.

Pledge \$10 or more (2 backers): You will get your book in the very first shipment.

Pledge \$20 or more (12 backers): You will get an autographed copy of the book, sent in the very first shipment.

Pledge \$50 or more (4 backers): If you are outside Washington DC area I'll reserve time to chat by phone, skype or messenger after sending your copy of the book. You can ask questions about my military career, life at the pentagon or in Japan, or anything else that interests you.

Pledge \$100 or more (0 backers): If you are in the Washington DC area I will meet you for lunch to deliver your autographed copy of the book. You can ask questions about my military career, life at the pentagon or in Japan, or anything else that interests you.

18 backers had provided \$588 dollars towards the \$5,000 funding goal when the site was shut down.

A link on CDR Marks' Kickstarter site took me to reference (g), a personal website that appears to be maintained by CDR Marks. I could not access it via NMCI so I did not include screen shots as an enclosure. It contains the same photo that is at the top of the Kickstarter site and is a conglomeration of Navy Public Affairs issues associated with CDR Marks' involvement. It contains prominent icons of "FOX" and "CNN." I cannot tell whether any of the photos or materials posted or linked to the website are official Navy photos. I did not see a disclaimer.

Enclosure (3) is CDR Marks' voluntary statement. He leads his statement with the following:

First and foremost I would like to apologize to Rear Adm. Cutler and the team at CHINFO for the distraction from our mission and uncertainly [sic] and confusion my post caused. I am charged to lead, guide and mentor a terrific group of junior officers and I failed to lead by example. The past two weeks have been especially difficult for me

because I know the people at CHINFO have had to wake up earlier, work later, answer more calls and cover the areas where I was absent. I owe them better. I also regret that my actions have caused embarrassment to the public affairs community as a whole, causing leaders and the press to question the judgment of the PAOs they entrust to make smart decisions. We as PAOs are expected to be smarter than what my actions showed because for us it's not just about the letter of the law, it's also about trust and relationships.

In his statement, he references what appears to be an initial attempt to vet his proposed book:

In 2013 I submitted my book idea to NAVINFO East per instruction and they assigned me project number 13-F29. At that time I also added disclaimers on all my notes as recommended by NAVINFO East.

I did not locate an instruction addressing this issue. Reference (d), section 0104, paragraph 5.b.3 states: "NAVINFO East serves as a Navy contact for book authors requesting Navy support." The quoted section appears to be focused on authors external to the Navy, but CDR Marks may have been using this mechanism as an inject point to attempt to receive Navy support for his own book about the Navy. A request to NAVINFO East does not substitute for the JER or security disclosure guidance. I infer that NAVINSO East, in 2013, did not review and approve a proposed Kickstarter posting years in advance, particularly since CDR Marks states that his posting was "spur-of-the-moment." In his statement, CDR Marks says "I believed I was complying with [ethics instructions] when I initiated this idea."

CDR Marks ends his statement with:

I accept full responsibility for causing this misunderstanding. Whether perceptions are accurate or not, this was a careless use of social media. I now fully understand the scope, letter, and spirit of the ethics instructions as they relate to personal writings concerning my time in the military, even though I believed I was complying with them when I initiated this idea.

I understand why this was a lapse in judgment and want to sincerely apologize to my shipmates and Navy leadership for this temporary but significant error. I am fortunate that I was able to cancel the project so soon after it posted, but the perception of poor judgment will persist and I hold myself accountable for that. The bottom line is what I post online, even for personal projects, has bigger repercussions than just myself. I should have thought of others first and for that failure I am sorry.

I value my career, my service to our country, and the role I play as PAO and Naval Officer. I hope to continue in my career and serve my country for many more years. This mistake will not happen again and I will use it tool to mentor others in the future.

- 5. Legal, Ethics, and Unsatisfactory Performance of Duty Issues.
- Attempt to receive compensation for speaking and writing. Pursuant to 5 CFR §2635.807, an employee shall not receive compensation from any source other than the Government for speaking or writing that relates to the employee's official duties. The rules on

book publishing apply to CDR Marks because he is a regular government employee within the meaning of references (b), (c), and (e). Additionally, his Kickstarter site reflects that his writing is related to official duties. There are two tests to determine if the writing is related to official duties (5 CFR § 2635.807(a)(2)(i)(E)(1) & (2)) and my opinion is that he meets both tests because his reference to the Pentagon relate to duties to which he was assigned in the last year and his other references relate to ongoing policies, programs, and operations of the Navy. I am not providing a detailed legal analysis here; the footnotes on page 4 of reference (e) reflect that the official duty tests cover a broad range of activities. As just one example, his Kickstarter site links to a Mr. Blitzer tweet discussion ship movement information provided to him by CDR Marks when CDR Marks was serving at C7F.

Although CDR Marks shut down his site before receiving compensation, my opinion is that he attempted to violate the writing (book) and speaking (backers pay more to meet with him and to ask questions about the Navy) rules. Ignorance of the JER is no excuse and these prohibitions are also referenced clearly in section 0218 of reference (d), the overarching SECNAVINST that contains public affairs guidance and regulations. That instruction devotes an entire page to commercial publication and speaking, references the JER, and requires the author to submit the material for a security and policy review. I have no evidence that CDR Marks did so before soliciting his writing and a reasonable inference is that he did not do so. He says provided "notes" to NAVINFO East in 2013, but his Kickstarter posting states that he has "about 100 pages" written.

- <u>Disclaimers</u>. The Public Affairs Guidance contained in reference (d) is explicit, as is the JER which it references, regarding disclaimers:

A DoD employee who uses or permits the use of their military grade or who includes or permits the inclusion of their title or position as one of several biographical details given to identify himself in connection with teaching, speaking or writing, per DoD 5500.07-R of 1 August 1993, section 2-207, shall make a disclaimer if the subject of the teaching, speaking or writing deals in significant part with any ongoing or announced policy, program or operation of the DoD employee's agency and the DoD employee has not been authorized by appropriate agency authority to present that material as the agency's position. The disclaimer shall be made as follows:

- (1) The required disclaimer shall expressly state that the views presented are those of the speaker or author and do not necessarily represent the views of DoD or its components.
- (2) Where a disclaimer is required for an article, book or other writing, the disclaimer shall be printed in a reasonably prominent position in the writing itself.

On the Kickstarter site, CDR Marks uses his military grade and his position -- "Chief of Media Operations at the Navy's Office of Information (CHINFO)" -- in connection with his writing. As the SECNAVINST section quoted above references, a disclaimer is required by the JER (the SECNAVINST mirrors the JER requirement). Also, his photo and opening statement claiming to be a spokesperson for the Navy contains no disclaimer. I accept CDR Mark's word that he had a disclaimer in his FAQs. My opinion is that a disclaimer located in a separate link that is

not entitled "disclaimer" is not "reasonably prominent" and therefore CDR Marks' posting violates the JER and the SECNAVINST.

- Impartiality/Conflict of Interest. As explained in reference (e), when an employee enters into a book deal that complies with all other ethics provisions, the employee will have to be recused from government matters involving the book publisher in order to avoid the appearance of loss of impartiality. Typically, this requirement is triggered when an employee has a book contract and then may be involved in a matter involving that same publisher. Selfpublishing guidance is not explicitly covered in the ethics guidance. If the Kickstarter backers are viewed as publishers, then CDR Marks is attempting to enter into a business relationship with members of the public, the same members that he represents the Navy to. As a result, his credibility could be called into question. As section 0101 of reference (d), the SECNAVINST, states, "PA principles include accountability to the public, full disclosure, expeditious release of information, alignment, and professional ethics." I have not determined with confidence that CDR Marks faces an actual conflict of interest, but his credibility and that of Navy Public Affairs has been called into question. In future public and media interactions will CDR Marks be telling the Navy's story, or looking for opportunities to bolster his own story and his book sales? Will he pull training opportunities from junior officers to appear before the public or press when taking the limelight himself could add material to his "confessions"?

- <u>Unsatisfactory Performance of Duty</u>. I note here that it is troubling that CDR Marks would attempt to sell information that it is, essentially, a mission of the Navy Public Affairs community to provide to the public for free. Public Affairs policy and regulations, reference (d), includes this mandate in the very first paragraph: "In the U.S., public servants are obliged to inform the citizens about the full scope of governmental activity, consistent with national security and privacy concerns."

Section 0102, paragraph 2, of the policy and regulations sets a high bar:

All DON PA/VI professionals are members of the organizational function that communicates for the department. This is true regardless of whether they are in a billet with the duty to release information directly to the public or the media. It also applies when they are not in uniform and not "on the job." Statements made about military and political issues, including those expressed on personal social media accounts, could be perceived as the official views of the government. This may undermine the credibility of the DON and the effectiveness of the individual to serve as a communicator for the department. While this does not abridge their individual rights under the First Amendment, DON PA/VI personnel must maintain their value to the organization by observing a higher standard of discretion than typically expected of federal civilian employees and military personnel. DON PA/VI personnel must remain impartial and even disinterested in the development of social, political, and cultural issues. DON PA/VI professionals should always regard themselves as representatives of the department.

For a senior officer, working in the Pentagon, and running media issues, the lines are blurred, if not eliminated, between the officer's professional and private life. In this case, CDR Marks did not even attempt to draw a distinction between his official and his private views on the

Kickstarter site, but for a non-prominent FAQ disclaimer in the latter. CDR Marks appeared in uniform, announced his title, and claimed to be a spokesman for the Navy, all while attempting to raise money and selling access to complete strangers to describe the operations of the Navy in both Japan and the Pentagon over lunch for a hundred dollars. He claims in his statement that his book notes are "are all generic information that can be found online or in leadership and communication books." But his Kickstarter site promises the "true stories" of what goes on in Navy Public Affairs. This assertion combined with the poor word-choice intent to share communication "tricks." Perhaps this is why CDR Marks recognizes in his statement that the Kickstarter posting has caused embarrassment to Navy Public Affairs.

The higher standard of discretion required in guidance are also embodied in the ethical canon for public affairs, included by SECNAV in reference (d). The loyalty principal, on point here, requires "loyalty to the institution first." Like the U.S. Navy Ethos that states "We are a team . . .," the canon recognizes that it is about the Navy and not about the individual. CDR Marks recognizes this. In his statement, he writes, "The bottom line is what I post online, even for personal projects, has bigger repercussions than just myself. I should have thought of others first and for that failure I am sorry."

6. Recommendation:

Issue a Letter of Instruction (LOI) to CDR Marks. I considered recommending nonjudicial punishment (NJP) and this option is certainly a viable disposition choice. The Navy is not a zero tolerance organization, but good order and discipline requires that first offenses sometimes be disposed of at NJP or higher. While CDR Marks postings are self-serving and tend to paint the Navy in a negative light, and while he should have known better as a senior officer with nearly twenty years of commissioned service, he understands the gravity and consequences of his actions and has apologized for his conduct. I also note that that publishing rules are some of the most complicated under the ethics regulations. For "regular" employees alone, reference (e) is twenty-four pages, single spaced. Its counterpart for non-regular employees is twenty-nine pages. This does not excuse CDR Marks' conduct by any means because he did not avail himself of experts who could advise him ahead of time as required by the JER and the SECNAVINST. My professional opinion is that the negative consequences of his actions can be mitigated, if not corrected, by removing his sites from public view (that direction should be included in the LOI), through training, and through a requirement that CDR Marks obtain a formal (written) legal review prior to any attempt to be compensated for writing or speaking in his personal capacity. His required performance standard should be included in the LOI with a specific reference to the public affairs ethical canon. His performance and media interactions should be monitored closely to determine whether, over time, he has internalized the canons and regained the trust of leadership.

D. E. ELDREDGE

THE STATE OF THE S

DEPARTMENT OF THE NAVY

OFFICE OF INFORMATION 1200 NAVY PENTAGON WASHINGTON DC 20350-1200

IN REPLY REFER TO

5800 Ser N00/428 8 Mar 16

From: U.S. Navy Chief of Information To: CDR William Marks, USN

Subj: NONPUNITIVE LETTER OF CAUTION ICO CDR WILLIAM MARKS, USN

Ref: (a) Preliminary Inquiry Report of 1 Mar 16 w/enclosures.

- (b) Kickstarter FAQs https://www.kickstarter.com/help/faq/kickstarter+basics?ref=footer
- (c) www.williammarks.com
- (d) DoD 5500.7-R (JER)
- (e) 5 C.F.R. 2635.807
- (f) SECNAVINST 5720.44C (DoN Public Affairs Policy and Regulations) 21 Feb 12
- (g) OGE DAEOGram 08-006a of 6 Mar 08
- 1. Reference (a) documents your failure to comply with the Joint Ethics Regulation and with the Secretary of the Navy's guidance and regulations concerning commercial writing and speaking.
- 2. As expressed by the Secretary, Navy Public Affairs "personnel must maintain their value to the organization by observing a higher standard of discretion than typically expected of federal civilian employees and military personnel." Your conduct not only fell short of the higher standard, but it did not meet the basic standard required for all employees. I am disappointed that you put yourself first and that your fundraising attempt gave the impression that you were using your public office for private gain. As a senior officer, you failed to set, enforce, and live up to the high standards of professionalism and exemplary behavior our service demands and which you, by your oath, swore to uphold.
- 3. This letter, being nonpunitive in nature, is addressed to you as a corrective measure. It does not become a part of your official records. Your conduct has fallen far short of what I expect of any member of our community. You will immediately correct your standard of performance. First, you will remove references (b) and (c) from public view and report to me when you have done so. You will adhere to references (d) through (g) prior to any subsequent posting and whatever you intend to post will first be reviewed, in writing, by a Navy attorney and a security officer. I trust the instructional benefit you received from this experience will heighten your awareness of the extent of your responsibilities and help you become a more proficient Public Affairs Officer.

D. E. CUTLER

Subj: NONPUNITIVE LETTER OF CAUTION ICO CDR WILLIAM MARKS, USN

1. I acknowledge receipt of the above Nonpunitive Letter of Caution. I have read the above letter
and understand its contents.
CDR William Marks, USN

From: (b) (6) NPC, Pers-448

To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: CDR Marks" Orders

Date: Friday, April 15, 2016 10:08:36

Attachments: CDR Marks.pdf

DCI/EA - Attached are CDR Marks' orders to DIA.

VR, (b) (6) PAO Detailer (b) (6)

FOR OFFICIAL USE ONLY - PRIVACY SENSITIVE: Any Misuse or unauthorized disclosure may result in both civil and criminal penalties.

From: CDR William Marks, USN

To: CAPT Dan Eldredge, JAGC, USN

SUBJ: STATEMENT OF CDR WILLIAM MARKS, USN

1. I respectfully submit the following information for use in your investigation. I acknowledge that I am providing this statement freely and voluntarily, with full knowledge of my Article 31b rights. My goal is to ensure I provide all of the facts thoroughly and transparently, and can expand on anything that needs clarification.

2. First and foremost I would like to apologize to Rear Adm. Cutler and the team at CHINFO for the distraction from our mission and uncertainly and confusion my post caused. I am charged to lead, guide and mentor a terrific group of junior officers and I failed to lead by example. The past two weeks have been especially difficult for me because I know the people at CHINFO have had to wake up earlier, work later, answer more calls and cover the areas where I was absent. I owe them better.

I also regret that my actions have caused embarrassment to the public affairs community as a whole, causing leaders and the press to question the judgment of the PAOs they entrust to make smart decisions. We as PAOs are expected to be smarter than what my actions showed because for us it's not just about the letter of the law, it's also about trust and relationships.

3. Timeline.

- a. I made the Kickstarter post the afternoon of Saturday 13 Feb. I cancelled the project voluntarily at approximately 1030 Tuesday morning 16 Feb. based on discussions with friends and peers about potential confusion over the post and my intent. I immediately removed the post on my own, without any official or command prompting, when I realized there was confusion.
 - i. This was a holiday weekend so Monday 15 Feb. was not a workday.
- b. To avoid any perception that I was trying to hide information for an investigation, I cancelled the project but have not fully deleted the account (that is why you can still see its cancelled status.) I am standing by to cancel the account at any time when Navy officials feel appropriate.

4. Motivation and Intent.

- a. In my own words, Kickstarter is a place to share ideas and gauge interest in a project. To me it was a like a survey, but more informative because people can provide feedback and recommendations. My intent was to gain feedback to see if this project was worth finishing or not.
- b. The post was an unplanned, spur-of-the moment action over a holiday weekend. I was frustrated that I had not written anything since 2013 and wanted to see if continuing the book was worth my effort. Kickstarter purposely makes it very easy to post a project, and the entire post only took me about 10 minutes. I wish I could take those 10 minutes back and I will never forget the problems I caused by that post.
- 5. <u>Current Status.</u> There is currently no finished product or even something in readable draft form as a book. December 2016 was a personal goal, however I am not obligated to finish if I don't want to or if the project did not pass the appropriate reviews.
- 6. NAVINFO EAST SUBMISSION. In 2013 I submitted my book idea to NAVINFO East per instruction and they assigned me project number 13-F29. At that time I also added disclaimers on all my notes as recommended by NAVINFO East.

7. Content.

- a. I have not added any material to the draft since 2013. I arrived at my current position at CHINFO in April 2015, and I was at $7^{\rm th}$ Fleet from June 2013 April 2015.
- b. Any future book, if approved, would follow all applicable instructions and regulations. It would not focus on my current or official duties, any duties at CHINFO, or any duties within the past year.
- c. My notes are all generic information that can be found online or in leadership and communication books. The information, if ever published, would not relate to plans, policies, or privileged or sensitive information whatsoever and would not replace any official channel of information. In additional, the draft would still be subject to the review process per applicable instructions.
- d. This book was not being written during my working hours. I wrote it during my free time and have not actively written since 2013.

8. Compensation.

- a. I did not receive any money and was not scheduled to ever receive any money. No money can ever change hands on Kickstarter without both passing a time window and reaching a level of interest that I did not meet. At the time of cancellation, my only supporters were close friends and family and the project received less than 12% of required support. A vast majority of book projects never get funded and I never expected to receive compensation.
- b. Kickstarter requires some level of monetary pledge to register interest; you cannot start a project without it. I see now it was a lapse in judgment to think people wouldn't get the wrong impression and I fully understand the error of my actions.
- c. I believe there are reference examples that are relevant to my situation and I am including them as examples of how a project like mine, if properly reviewed and vetted, could potentially be approved to go forward (These are just meant for reference and awareness, not an indication that I want to move forward with the book project):
 - Example: A scientist at the National Institutes of Health, whose principal area of Government research is the molecular basis of the development of cancer, could not be compensated for writing a book which focuses specifically on the research she conducts in her position at NIH, and thus, relates to her official duties. However, the scientist could receive compensation for writing or editing a textbook on the treatment of all cancers, provided that the book does not focus on recent research at NIH, but rather conveys scientific knowledge gleaned from the scientific community as a whole. The book might include a chapter, among many other chapters, which discusses the molecular basis of cancer development. Additionally, the book could contain brief discussions of recent developments in cancer treatment, even though some of those developments are derived from NIH research, as long as it is available to the public.
 - ii. Example: An employee of the Securities and Exchange Commission may not receive compensation for a book which focuses specifically on the regulation of the securities industry in the United States, since that subject concerns the regulatory programs or operations of the SEC. The employee may, however,

write a book about the advantages of investing in various types of securities as long as the book contains only an incidental discussion of any program or operation of the SEC.

- 9. <u>Disclaimer</u> I posted the required disclaimer per SECNAVINST 5720.44C which was prominently featured as the first topic in the FAQ section on Kickstarter. You cannot see this disclaimer now that the project is cancelled, but you could during the time it was active.
- 10. <u>Biography</u>. By posting my biography, position and title my intent was to use the general terms of address and assignments similar to those included in releasable bio data that the public can request from Navy Personnel Command. I now understand my position and title may have been too prominent and that is a mistake I regret.

11. Final Thoughts and Accountability.

- a. I accept full responsibility for causing this misunderstanding. Whether perceptions are accurate or not, this was a careless use of social media. I now fully understand the scope, letter, and spirit of the ethics instructions as they relate to personal writings concerning my time in the military, even though I believed I was complying with them when I initiated this idea.
- b. I understand why this was a lapse in judgment and want to sincerely apologize to my shipmates and Navy leadership for this temporary but significant error. I am fortunate that I was able to cancel the project so soon after it posted, but the perception of poor judgment will persist and I hold myself accountable for that. The bottom line is what I post online, even for personal projects, has bigger repercussions than just myself. I should have thought of others first and for that failure I am sorry.
- c. I value my career, my service to our country, and the role I play as PAO and Naval Officer. I hope to continue in my career and serve my country for many more years. This mistake will not happen again and I will use it tool to mentor others in the future.

//signed//

(b) (6)

William J. Marks
CDR USN

From:

(b) (6) Derrick, Amy E CAPT CHINFO, DCI To:

Subject: CDR Marks

Date: Monday, April 18, 2016 9:53:00



Vr, Kathy

(b) (6) Executive Assistant

Navy Chief of Information (CHINFO)

(b) (6) (b) (6)

From: Hicks, Gregory L CAPT USN JS OCJCS (US)

To: <u>Cutler, Dawn RDML CHINFO</u>

Cc: Derrick, Amy E CAPT USN CHINFO WASHINGTON DC (US): (b) (6) : Davis, Jeff A

CAPT USN OSD PA (US); (b) (6)

Subject: Directive to Staff

Date: Tuesday, February 16, 2016 11:33:09

CLASSIFICATION: UNCLASSIFIED

Dawn - Before the fundraising effort for a book was cancelled, I directed my staff to not include William on deliberation or consultation on public affairs matters in which JS PA and CHINFO have mutual areas of concern. I have asked them instead to go to individual desk officers, or your front office to consult/discuss/confer as we develop our positions. I cannot risk any exposure of the Chairman's or JS deliberative position on security matters in any future exposes. William stated he has already written 30,000 words on issues he has handled, some of which include recent events, so the risk is already present. Please understand my position is reduce any further risk.

https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman? ref=thanks_share

I vow we will continue to work with your office when/where/how needed all the time and we value our close working relationship with CHINFO and no other issuance nor directive exists with any other person at CHINFO.

VR/ CAPT Greg Hicks

Special Assistant to the Chairman for Public Affairs Office of the Chairman of the Joint Chiefs of Staff Office: (b) (6)
Cell (b) (6)

CLASSIFICATION: UNCLASSIFIED

From: (b) (6)

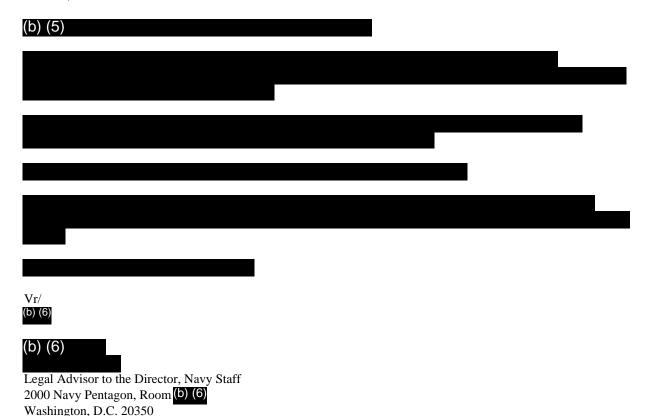
To: <u>Cutler, Dawn RDML CHINFO</u>

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Wednesday, March 02, 2016 17:41:36

Admiral,

Office: (b) (6) Cellular (b) (6)



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

From: (b) (6)

To: <u>Cutler, Dawn RDML CHINFO</u>

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Wednesday, March 02, 2016 17:41:36

Admiral,



Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

From: <u>Cutler, Dawn RDML CHINFO</u>

To: Brown, Charles W CAPT COMPACFLT, N01PA; James, Darryn C CAPT PACOM, J01PA
Cc: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: FW: [Non-DoD Source]

Date: Tuesday, February 23, 2016 13:01:37

Charlie, Darryn,

I need to go back to Helene, but wanted to touch base with you both first...I didn't even know this was in the works. Can I get an update?

Tnx much,

Vr

Dawn

----Original Message----

From: Cooper, Helene [mailto(b) (6)

Sent: Tuesday, February 23, 2016 12:20 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source]

dawn,

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times

(b) (6)

From: (b) (6

To: Cutler, Dawn CAPT CHINFO, OI-01 DCI (dawn.cutler@navy.mil)

Subject: FW: [Non-DoD Source] FOR REVIEW: Iran investigation roll out plan

Date: Thursday, February 18, 2016 8:28:00

As requested.

Vr,

Kathy

----Original Message----

From: William Marks [mailto:lcdrmarks@gmail.com]

Sent: Monday, February 15, 2016 1:53 PM

To: Cutler, Dawn RDML CHINFO

Cc: (b) (6) CHINFO, EA; Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

CHINFO, OI-3; (b) (6) OPNAV, N00P; Mcnally, Patrick W CAPT SECNAV, PAO; (b) (6) OLA, LA-2; Hanzlik, Jack E JR CAPT USFF, N01P; Marks, William J CDR

CHINFO, OI-3

Subject: [Non-DoD Source] FOR REVIEW: Iran investigation roll out plan

CI.

Looking ahead at the release of the Iran RCB investigation, the team put some thoughts together this weekend for your review. As I'm sure McCain intended, the Reuters article is inspiration to tighten up the decision process on how to release information once the NAVCENT investigation is complete.

Nicole and I emailed back and forth with (b) (6) today and he knows we're tossing around ideas. VADM Donegan understands a VTC may be appropriate and asked (b) (6) for a brief early this week so I'd like to support him as much as we can.

V/r,

William

PROPOSAL FOR RCB INVESTIGATION ROLL OUT PLAN

D-1: CNO and SECNAV pre-briefs

D0: When investigation ready: Hill briefs (OLA with N3/5), DOS notifications (OSD via CHINFO) and family notifications (USFFC)

**Need to keep in mind timing wrt congressional recess if this goes closer to the end of March.

D+1 (immediately after notifications/briefs complete as to not lose our narrative)

- Consider embargoed backgrounder depending on what the investigation says and need to get ahead of reactions
- One hour before VTC, NAVCENT release Navy news story and Q&A.
- VTC: VADM Donegan press briefing to Pentagon press via VTC (CHINFO coordinate with OSD).
- $\hbox{- After VTC: NAVCENT Post investigation to FOIA reading room immediately after press brief.}\\$

Senator McCain says could subpoena U.S. sailors held by Iran (REUTERS 15 FEB 2016)

U.S. Republican Senator John McCain said on Sunday he would subpoena 10 U.S. sailors to testify about their brief detention by Iran if the Obama administration does not provide the findings of an investigation into the incident by March 1.

"It's an option that I do not want to exercise," McCain, who chairs the Senate Armed Services Committee, told reporters as he was returning to the United States from an international security conference in Germany.

The sailors were detained by the Islamic Revolutionary Guard Corps after their two patrol boats strayed into Iranian waters on Jan. 12.

U.S. officials later blamed a navigational problem.

The Americans were freed the next day after U.S. Secretary of State John Kerry intervened with Iranian Foreign Minister Javad Zarif, averting a diplomatic crisis just days before implementation of the Iran nuclear deal and the lifting of international sanctions on Tehran.

Iranian media broadcast videos of the detainees, including scenes in which Revolutionary Guards personnel trained weapons on the sailors as they kneeled.

The Obama administration has said the sailors' speedy release showed the power of diplomacy and the promise of its new engagement with Iran.

The U.S. Navy had briefed McCain several times about the incident, and would continue to do so as the investigation proceeded, said one U.S. official.

Republicans have been critical of the deal with Iran, and some say the detainment of the sailors showed how little regard Iran had for the United States.

McCain said he had been told the sailors were still being debriefed, but added that he assumed that administration members were "dragging their feet" in completing an investigation into the incident, which he accused Iran of exploiting for propaganda purposes.

"I guarantee you, if they don't have a debrief by the first of March like they said, we'll have a hearing and we'll subpoena. We're not going to wait any longer," McCain said. "We will subpoena the individuals if we have to."

McCain said he raised the case in a meeting on Saturday with Kerry on the sidelines of the security conference in Munich.

(Reporting by Jonathan Landay; Editing by Peter Cooney and Richard Pullin)

From: <u>Hicks, Gregory L CAPT USN JS OCJCS (US)</u>

To: <u>Cutler, Dawn RDML CHINFO</u>

Subject: FW: [Non-DoD Source] William Marks Kickstarter for Stories

Date: Tuesday, February 16, 2016 11:59:36

CLASSIFICATION: UNCLASSIFIED

FYSA. I asked our own JAG what he thought. You may know (6) (6) Good guy.

VR/ (b) (6)

----Original Message----

From: Crandall, Darse E Jr RDML USN JS OCJCS (US)

Sent: Tuesday, February 16, 2016 11:34 AM To: Hicks, Gregory L CAPT USN JS OCJCS (US)

Subject: RE: [Non-DoD Source] William Marks Kickstarter for Stories

CLASSIFICATION: UNCLASSIFIED

Greg -- Using kickstarter itself may not be illegal, but it is true that DOD members (uniformed and civilian) are not able to profit on books / articles about their current subject matter expertise / DOD jobs. That's why most folks wait until they retire before they write about their experiences on the job. (Understanding that there are still DOD reviews of books / articles that must take place even after a member retires -- in particular for classified information.) That said if a DOD member has a hobby in which they are an expert (for example) -- they can write about that and make a profit while they remain an active DOD member (although they should still clear it through their legal team).

Bottom line: Your PAO colleague needs to clear his/her plan with the SJA for his/her command/activity as soon as possible -- or he/she may ultimately be required to forfeit any profits received from the project.

V/r, (b) (6)

----Original Message-----

From: Hicks, Gregory L CAPT USN JS OCJCS (US)

Sent: Tuesday, February 16, 2016 10:16 AM

To: Crandall, Darse E Jr RDML USN JS OCJCS (US)

Subject: FW: [Non-DoD Source] William Marks Kickstarter for Stories

CLASSIFICATION: UNCLASSIFIED

Sir - One of my fellow PAOs is conducting a kickstarter campaign for a book he's writing on his past and current experiences as a spokesman for the Navy. Ethically, I have some serious issues - but my key question, is this legal? He's soliciting via a fundraising website for commercial activity for profit based on his exclusive position and job experience. Am I off?

Thanks for your look at this.

VR/ (b) (6)

https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman

CLASSIFICATION: UNCLASSIFIED

CLASSIFICATION: UNCLASSIFIED

From: Cutler, Dawn RDML CHINFO
To: Flatt, Dom CAPT OPNAV, N09D
Subject: FW: [Non-DoD Source] William Marks
Date: Tuesday, February 16, 2016 9:52:25

----Original Message---From: (b) (6) (b) (6)
Sent: Sunday, February 14, 2016 7:48 PM
To: Cutler, Dawn RDML CHINFO

Subject: Re: [Non-DoD Source] William Marks

Sigh. Being the boss isn't always a fun gig. Good luck.

> On Feb 14, 2016, at 6:34 PM, Cutler, Dawn RDML CHINFO <dawn.cutlet(b) (6) > wrote:

> Thanks (b) (6) | Sent: Sunday, February 14, 2016 5:03:18 PM

> To: Cutler, Dawn RDML CHINFO | Subject: [Non-DoD Source] William Marks | Dawn - On the off chance that this isn't on your radar, I felt | compelled to ensure that you are aware. (b) (6) | Sent: Sunday, February 14, 2016 5:03:18 PM | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Subject: [Non-DoD Source] William Marks | Sent: Sunday | Sent:

Cutler, Dawn RDML CHINFO From:

To:

Subject: FW: [Non-DoD Source] William Marks Date: Sunday, February 14, 2016 18:34:32

From: (b) (6)

Sent: Sunday, February 14, 2016 5:03:18 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source] William Marks

Dawn – On the off chance that this isn't on your radar, I felt compelled to ensure that you are aware.



https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman

From: Derrick, Amy E CAPT CHINFO, DCI

To: (b) (6

Subject: FW: CDER Marks to DNS-2

Date: Thursday, March 31, 2016 14:44:54

FYI

----Original Message----

From: Tynch, Murray J III CAPT OPNAV DNS, DNS

Sent: Thursday, March 31, 2016 1:21 PM To: Derrick, Amy E CAPT CHINFO, DCI

Subject: CDER Marks to DNS-2

Amy,

We've had a deluge of CNO tasking to DNS-2 and need to pull William back to the building to work there UFN.

He did NOT move to DNS-3 as discussed a few weeks ago and had been working at NHHC since he went to WNY...NHHC is ready for him to report back to DNS-2 tomorrow morning.

All caveats we've discussed per his tasking remain the same...I plan on executing tomorrow morning unless you tell me otherwise.

Thanks.

V/R.JT

CAPT Joey "JT" Tynch Deputy Director, Navy Staff

Pentagon (b) (6) COM: (b) (6) SIPR: (b) (6) From: <u>Cutler, Dawn RDML CHINFO</u>

To: (b) (6)

Subject: FW: CDR Marks PI

Date: Thursday, August 17, 2017 12:38:23

Attachments: (b) (5)

----Original Message-----

From: (b) (6)

Sent: Tuesday, March 01, 2016 11:59 AM

To: Cutler, Dawn RDML CHINFO

Cc: Tynch, Murray J III CAPT OPNAV DNS, DNS; Derrick, Amy E CAPT CHINFO, DCI

Subject: CDR Marks PI

Admiral Cutler,

Ma'am, the PI is attached. I am standing by to discuss; whenever is best for you -- I realize this is a busy week there.

 $V_{r/}$ (b) (6)

(b) (6) CDR, JAGC, USN

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room(b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

From: <u>Derrick, Amy E CAPT CHINFO, DCI</u>

To: (b) (6

Subject: FW: CDR Marks update

Date: Thursday, March 10, 2016 11:58:23

FYI

----Original Message-----

From: Marks, William J CDR CHINFO, OI-3 Sent: Thursday, March 10, 2016 11:44 AM To: Derrick, Amy E CAPT CHINFO, DCI

Subject: CDR Marks update

DCI

I checked into NHHC will begin working on projects for them ASAP. Thanks for giving them a heads up on my leave as they have built that into their schedule.

I will come in during late evening hours or this weekend to pick up the rest of my office items if that's OK.

Per direction in the NPLOC:

- www.williammarks.com is now offline.
- The Kickstarter link is now hidden, but they (Kickstarter) will not completely delete the old page. Hidden means it does not come up in searches within Kickstarter and unless you have that exact link and paste it in to your web browser you cannot get to it. However, if you do have that exact link and you paste it into your browser, the cancelled page will come up as an archive. Kickstarter also tagged it as "no index" so that it will be removed from future google search results. Overall, my guess is that the remnants will never completely be deleted from the internet but the link is completely inactive right now.

If you have projects or anything specific I can assist with please let me know. Priority for me is to get permanent orders in the DC area so if you hear anything about that please let me know also. Thank you,

V/r,

William

From: Cutler, Dawn RDML CHINFO

To: (b) (6)
Subject: FW: FITREPS

Date: Friday, May 06, 2016 18:29:00

Attachments: (b) (5)

----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Monday, May 02, 2016 2:24 PM To: Cutler, Dawn RDML CHINFO

Subject: FITREPS

CI,

My apologies, I thought this had been sent to you last week, but just realized it was trapped in my outbox. Marks' input includes the language I requested from JAG.

Vr, Amy

CAPT Amy Derrick, USN
Deputy Chief of Information
Navy Office of Information
Navy Pentagon - (b) (6)
(b) (6)

From: Cutler, Dawn RDML CHINFO

To: (b) (6

Subject: FW: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Thursday, August 17, 2017 15:12:00

Attachments: (b) (5)

----Original Message-----

From: Obert, Steven R CDR OPNAV, OPNAV DNS

Sent: Thursday, March 03, 2016 6:15 PM To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/ (b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To: (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

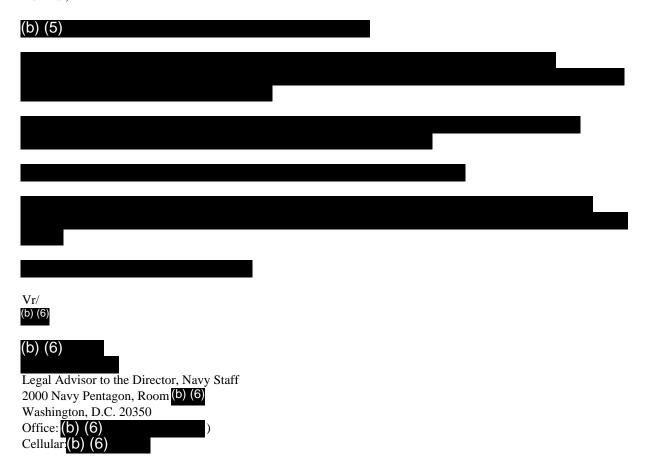
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: <u>Derrick, Amy E CAPT CHINFO, DCI</u>; (b) (6)

Subject: FW: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Monday, March 07, 2016 16:49:48

Attachments: (b) (5)

Hi see if you can open this

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15:29 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/ (b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To:(**b) (6**

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead



Can you pls call me this am?

(b) (6)

----Original Message-----

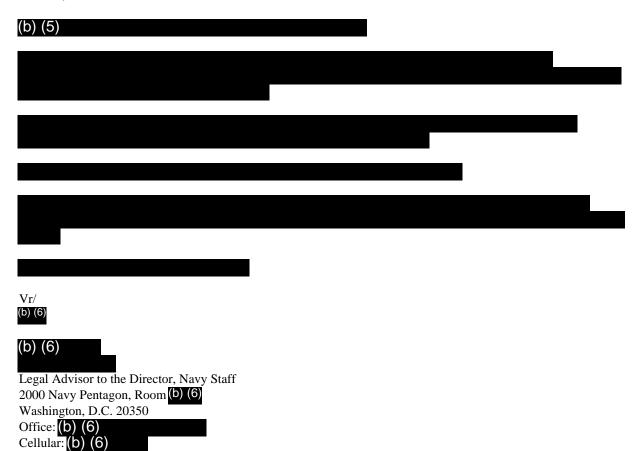
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: (b) (6) Cc: (b) (6)

Subject: FW: Marks block 41

Date: Thursday, August 17, 2017 12:35:07

Attachments: (b)

----Original Message----

From: (b) (6)

Sent: Monday, May 16, 2016 6:08 PM To: Cutler, Dawn RDML CHINFO

Cc: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: RE: Marks block 41

Admiral Cutler,



 $\frac{Vr}{(b)(6)}$

(b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6)
Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

From (b) (6)

Sent: Monday, May 16, 2016 10:33 AM To: Cutler, Dawn RDML CHINFO

Cc: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: RE: Marks block 41

Admiral,

(b) (5)

Vr/ (b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6) Washington, D.C. 20350

Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Sunday, May 15, 2016 4:41 PM

To: (b) (6)

Cc: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: Marks block 41



(b) (5)			

From:

(b) (6) (b) (6)

To: Subject:

letter to go smooth on

Date:

Tuesday, March 08, 2016 7:42:00

Attachments:

(b) (5)

(b) (6)

Here is the letter to put on letter head. Thanks!

Wr,

EΑ

(b) (6) (b) (6)

Navy Chief of Information (CHINFO) (b) (6)

Kathleen.Kesler(b) (6)

From: <u>Derrick, Amy E CAPT CHINFO, DCI</u>

To: (b) (6) Cc: (b) (6)

Subject: Marks and Report

Date: Tuesday, March 08, 2016 13:25:19

(b)(6)

(b) (5)

Thanks.

Vr, Amy

CAPT Amy Derrick, USN Deputy Chief of Information Navy Office of Information Navy Pentagon - (b)

(b) (6)

amy.derrick(b) (6)

From: Derrick, Amy E CAPT CHINFO, DCI

To: (b) (6) Cc: (b) (6)

Subject: Marks investigation review

Date: Tuesday, March 08, 2016 14:46:25

(b) (5)

Thanks!!

CAPT Amy Derrick, USN
Deputy Chief of Information
Navy Office of Information
Navy Pentagon - (b) (6)
(b) (6)

amy.derrick(b) (6)

From: Cutler, Dawn RDML CHINFO

(b) (6) ; Derrick, Amy E CAPT CHINFO, DCI To:

Subject: Marks

Date: Monday, March 07, 2016 14:57:34

Hi

(b) (6) can you pls have the NPLOC smoothed? Amy, can you pls arrange for William to come by near the end of the day?

Tnx!

From: Derrick, Amy E CAPT CHINFO, DCI

Marks, William J CDR CHINFO, OI-3; (b) (6) To: (b) (6)

(b) (6)

Cc:

(b) (6) O5 FITREPs Subject:

Date: Friday, March 25, 2016 10:25:37 Attachments: (b) (6), (b) (5)

Commanders,

Attached is the CHINFO 50/50 notice for submitting FITREPs.

If you have any questions pls contact (b) (6)

Vr, DCI

CAPT Amy Derrick, USN Deputy Chief of Information Navy Office of Information Navy Pentagon - (b) (6)

(b) (6)

amy.derrick(b) (6)

To: Thomas, Robert L VADM OPNAV, OPNAV DNS (b) (6)

Cc: Tynch, Murray J III CAPT OPNAV DNS, Derrick, Amy E CAPT CHINFO, DCI; Triplett, Will M CAPT OPNAV.

(b) (6)

Subject:Preliminary Inquiry Officer for CHINFODate:Wednesday, February 17, 2016 6:50:45

DNS.

Good morning. I missed you last evening but caught CAPT Tynch in the office. I am seeking his assistance with providing a PIO for an issue in my office involving CDR Marks. (note below explains)

I intend to send the note below to CNO this am, but wanted to inform you first. I have a medical appt at Ft Belvoir this am and won't be in the office until later, otherwise I'd be in your office first thing this morning.

This issue is buzzing through my community, has the attention of Pentagon Press Corps and OCJCS and OSD PA have cut off William from their regular info distributions, citing risk to their organizations.

Very unfortunate.

v/r,

Dawn

CNO,

I need to apprise you of an issue within my office that is likely to garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy. He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action is a violation of the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines

his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.
I am working with VCNO JAG for legal advice and with DNS to designate a preliminary inquiry officer.
I will keep you apprised.
V/r,
Dawn

To: "Cooper, Helene"

Bcc: (b) (6)

Subject: RE: [Non-DoD Source]

Date: Wednesday, February 24, 2016 7:20:07

Hey there. I tried calling you about 1pm yesterday but your work phone just rang.

Give me a ring today (b) (6) or drop by.

Cheers, Dawn

----Original Message----

From: Cooper, Helene [mailto (b) (6)

Sent: Tuesday, February 23, 2016 12:20 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source]

dawn,

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times



To: "Cooper, Helene"
Subject: RE: [Non-DoD Source]

Date: Wednesday, February 24, 2016 7:20:07

Hey there. I tried calling you about 1pm yesterday but your work phone just rang.

Give me a ring today (b) (6) or drop by.

Cheers, Dawn

----Original Message-----

From: Cooper, Helene [mailto (b) (6)

Sent: Tuesday, February 23, 2016 12:20 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source]

dawn.

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times



From: Cutler, Dawn RDML CHINFO

James, Darryn C CAPT PACOM, J01PA; Brown, Charles W CAPT COMPACFLT, N01PA To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6) Cc:

(b) (6) ; (b) (6)

Subject: RE: [Non-DoD Source]

Tuesday, February 23, 2016 13:42:04 Date:

Roger, thanks!

----Original Message-----

From: James, Darryn C CAPT PACOM, J01PA Sent: Tuesday, February 23, 2016 1:33 PM

To: Cutler, Dawn RDML CHINFO; Brown, Charles W CAPT COMPACFLT, N01PA

Cc: (b) (6) ; Derrick, Amy E CAPT CHINFO, DCI; (b) (6) (b) (6) ;(b) (6)

Subject: RE: [Non-DoD Source]

CI,

Recommend Helene work directly Charlie and (b) (6) at PACFLT.

PACOM and PACFLT have specifically discussed Helene as being at the top of our list for several reports who have asked for embarks. Opportunities have been scarce for a variety of reasons -- for example, the last potential opportunity was frustrated by the FORT WORTH casualty.

Candidly, neither PACOM or PACFLT have any idea about an "8 May planned expedition" -- that's news to us. But again, Helene should work directly with Charlie and (b) (6) so she can get the gouge right from the source -- Charlie and (b) (6) will report through their normal ops correspondence with PACOM.

All the best and v/r

Darryn

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Tuesday, February 23, 2016 1:02 PM

To: Brown, Charles W CAPT COMPACFLT, N01PA; James, Darryn C CAPT PACOM, J01PA

Cc: (b) (6) ; Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

(b) (6)

Subject: FW: [Non-DoD Source]

Charlie, Darryn,

I need to go back to Helene, but wanted to touch base with you both first...I didn't even know this was in the works. Can I get an update?

Tnx much,

Vr

Dawn

----Original Message----

From: Cooper, Helene [mailto (b) (6)

Sent: Tuesday, February 23, 2016 12:20 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source]

dawn.

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times (b) (6) From: (b) (6)

To: <u>Cutler, Dawn RDML CHINFO</u>

Subject: Re: [Non-DoD Source] William Marks

Date: Sunday, February 14, 2016 19:48:57

Sigh. Being the boss isn't always a fun gig. Good luck.

```
> On Feb 14, 2016, at 6:34 PM, Cutler, Dawn RDML CHINFO < (b) (6) > wrote:

> Thanks (b) (6) . I'd not seen, but suddenly am inundated on text and personal email about this.

> From: (b) (6) .

> Sent: Sunday, February 14, 2016 5:03:18 PM

> To: Cutler, Dawn RDML CHINFO > Subject: [Non-DoD Source] William Marks

> Dawn – On the off chance that this isn't on your radar, I felt compelled to ensure that you are aware.

> https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman
```

From: Cutler, Dawn RDML CHINFO

To:

Subject: RE: [Non-DoD Source] William Marks Date: Sunday, February 14, 2016 18:34:17

Thanks ^{(b) (6)}. I'd not seen, but suddenly am inundated on text and personal email about this.

From: (b) (6)

Sent: Sunday, February 14, 2016 5:03:18 PM

To: Cutler, Dawn RDML CHINFO

Subject: [Non-DoD Source] William Marks

Dawn – On the off chance that this isn't on your radar, I felt compelled to ensure that you are aware.



https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman

From: <u>Cooper, Helene</u>

To: <u>Cutler, Dawn RDML CHINFO</u>
Subject: Re: [Non-DoD Source]

Date: Wednesday, February 24, 2016 7:39:50

thanks. i will call you later today, although i think i may be ok after i went whining to pacom. but i will call you.

On Wed, Feb 24, 2016 at 7:20 AM, Cutler, Dawn RDML CHINFO (b) (6) wrote:

Hey there. I tried calling you about 1pm yesterday but your work phone just rang.

Give me a ring today (b) (6) or drop by.

Cheers, Dawn

----Original Message----

From: Cooper, Helene [mailto(b) (6)

Sent: Tuesday, February 23, 2016 12:20 PM

To: Cutler, Dawn RDML CHINFO Subject: [Non-DoD Source]

dawn,

you around? i wanna talk to you about my new kickstarter campaign.

just kidding. i just found out about marks. sigh. now i see why he hasn't been responding to my emails. can we chat briefly today about who i should start bugging now about my may 8 south china sea planned expedition? he was handling it, via pacom.

now he is no more.

--

Helene Cooper Correspondent The New York Times (b) (6)

__

Helene Cooper Correspondent The New York Times (b) (6) From: Derrick, Amy E CAPT CHINFO, DCI
To: Marks, William J CDR CHINFO, OI-3

Subject: RE: CDR Marks update

Date: Thursday, March 10, 2016 12:13:55

Thanks. See you this evening.

----Original Message-----

From: Marks, William J CDR CHINFO, OI-3 Sent: Thursday, March 10, 2016 12:13 PM To: Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: CDR Marks update

Copy, I'll come in tonight at some point.
I'll send contact info as soon as I have it.

V/r, William

-----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Thursday, March 10, 2016 12:02 PM To: Marks, William J CDR CHINFO, OI-3

Subject: RE: CDR Marks update

William,

Thanks for the email. Evening would work best vice the weekend.

Will certainly keep you apprised of any project, etc.

Still working with Steve on possible DC assignments, so more to follow.

Pls let me know what your contact info over at NHHC is when you get a chance.

Vr, Amy

----Original Message-----

From: Marks, William J CDR CHINFO, OI-3 Sent: Thursday, March 10, 2016 11:44 AM To: Derrick, Amy E CAPT CHINFO, DCI

Subject: CDR Marks update

DCI,

I checked into NHHC will begin working on projects for them ASAP. Thanks for giving them a heads up on my leave as they have built that into their schedule.

I will come in during late evening hours or this weekend to pick up the rest of my office items if that's OK.

Per direction in the NPLOC:

- www.williammarks.com is now offline.
- The Kickstarter link is now hidden, but they (Kickstarter) will not completely delete the old page. Hidden means it does not come up in searches within Kickstarter and unless you have that exact link and paste it in to your web browser you cannot get to it. However, if you do have that exact link and you paste it into your browser, the

cancelled page will come up as an archive. Kickstarter also tagged it as "no index" so that it will be removed from future google search results. Overall, my guess is that the remnants will never completely be deleted from the internet but the link is completely inactive right now.

If you have projects or anything specific I can assist with please let me know. Priority for me is to get permanent orders in the DC area so if you hear anything about that please let me know also. Thank you,

V/r,

William

From: Derrick, Amy E CAPT CHINFO, DCI

To: (b) (6)

Subject: Re: CDR Marks

Date: Monday, April 18, 2016 11:21:35

(b)(5)

---- Original Message -----

From: (b) (6)

Sent: Monday, April 18, 2016 09:53 AM To: Derrick, Amy E CAPT CHINFO, DCI

Subject: CDR Marks

DCI,

(b) (5)

Vr, (b) (6)

(b) (6)

Navy Chief of Information (CHINFO)

(b) (6)

From: (b) (6

To: <u>Cutler, Dawn RDML CHINFO</u>
Subject: RE: Directive to Staff

Date: Tuesday, February 16, 2016 15:30:35

CI -- Any desire for me to make a similar directive at the OSD level, or is this back in the box?

(b) (6)

Captain, U.S. Navy

Director of Defense Press Operations

E-mail: (b) (6) Office: (b) (6)

Mobile: (b) (6)

----Original Message-----

From: Cutler, Dawn RDML CHINFO [mailto (b) (6)

Sent: Tuesday, February 16, 2016 11:58 AM

To: Hicks, Gregory L CAPT USN JS OCJCS (US)

Cc: Derrick, Amy E CAPT USN CHINFO WASHINGTON DC (US); (b) (6) (US); Davis, Jeff A CAPT USN OSD PA (US); (b) (6)

(US)

Subject: RE: Directive to Staff

Greg,

Acknowledged.

VR DC

----Original Message-----

From: Hicks, Gregory L CAPT USN JS OCJCS (US) [mailto: (b) (6)

Sent: Tuesday, February 16, 2016 11:33 AM

To: Cutler, Dawn RDML CHINFO

Cc: Derrick, Amy E CAPT USN CHINFO WASHINGTON DC (US); (b) (6)

Davis, Jeff A CAPT USN OSD PA (US); (b) (6)

Subject: Directive to Staff

CLASSIFICATION: UNCLASSIFIED

Dawn - Before the fundraising effort for a book was cancelled, I directed my staff to not include William on deliberation or consultation on public affairs matters in which JS PA and CHINFO have mutual areas of concern. I have asked them instead to go to individual desk officers, or your front office to consult/discuss/confer as we develop our positions. I cannot risk any exposure of the Chairman's or JS deliberative position on security matters in any future exposes. William stated he has already written 30,000 words on issues he has handled, some of which include recent events, so the risk is already present. Please understand my position is reduce any further risk.

https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman?ref=thanks_share

I vow we will continue to work with your office when/where/how needed all the time and we value our close working relationship with CHINFO and no other issuance nor directive exists with any other person at CHINFO.

VR/ CAPT Greg Hicks

Special Assistant to the Chairman for Public Affairs Office of the Chairman of the Joint Chiefs of Staff

Office: (b) (6) Cell: (b) (6)

To: "Hicks, Gregory L CAPT USN JS OCJCS (US)"

Cc: Derrick, Amy E CAPT USN CHINFO WASHINGTON DC (US); (b) (6) ; Davis, Jeff A

CAPT USN OSD PA (US); (b) (6)

Subject: RE: Directive to Staff

Date: Tuesday, February 16, 2016 11:58:20

Greg,

Acknowledged.

VR DC

----Original Message----

From: Hicks, Gregory L CAPT USN JS OCJCS (US) [mailto:(b) (6)

Sent: Tuesday, February 16, 2016 11:33 AM

To: Cutler, Dawn RDML CHINFO

Cc: Derrick, Amy E CAPT USN CHINFO WASHINGTON DC (US); (b) (6)

(b) (6) (b) (6)

Subject: Directive to Staff

CLASSIFICATION: UNCLASSIFIED

Dawn - Before the fundraising effort for a book was cancelled, I directed my staff to not include William on deliberation or consultation on public affairs matters in which JS PA and CHINFO have mutual areas of concern. I have asked them instead to go to individual desk officers, or your front office to consult/discuss/confer as we develop our positions. I cannot risk any exposure of the Chairman's or JS deliberative position on security matters in any future exposes. William stated he has already written 30,000 words on issues he has handled, some of which include recent events, so the risk is already present. Please understand my position is reduce any further risk.

https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman? ref=thanks_share

I vow we will continue to work with your office when/where/how needed all the time and we value our close working relationship with CHINFO and no other issuance nor directive exists with any other person at CHINFO.

VR/ CAPT Greg Hicks

Special Assistant to the Chairman for Public Affairs Office of the Chairman of the Joint Chiefs of Staff

Office: (b) (6) Cell: (b) (6)

CLASSIFICATION: UNCLASSIFIED

To: (b) (6

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Thursday, March 03, 2016 8:23:24

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

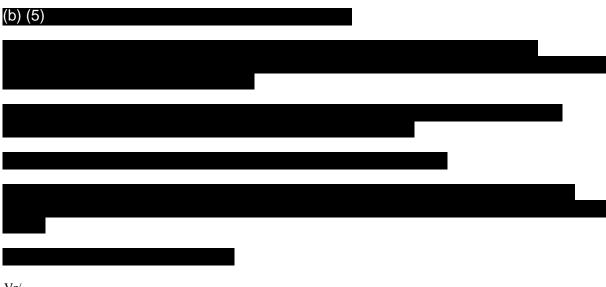
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral.



Vr/ (b) (6)

(b) (6) (b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

From:

Cutler, Dawn RDML CHINFO To:

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Thursday, March 03, 2016 18:15:31 Date:

Attachments: (b) (5)

Admiral,

Ma'am, (b) (5)

Vr/

Legal Advisor to the Director, Navy Staff

2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Can you pls call me this am?

(b) (6)

----Original Message-----

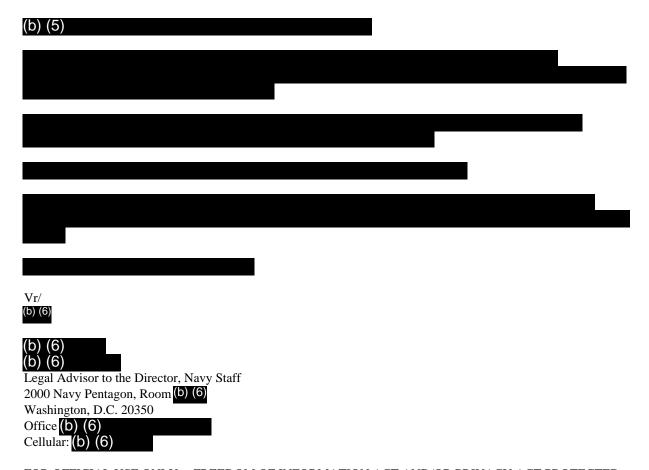
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: (b) (6

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Thursday, March 03, 2016 18:24:35

Thanks!

----Original Message----

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/

(b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff

2000 Navy Pentagon, Room(b) (6)

Washington, D.C. 20350

Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To: (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

From: (b) (6)

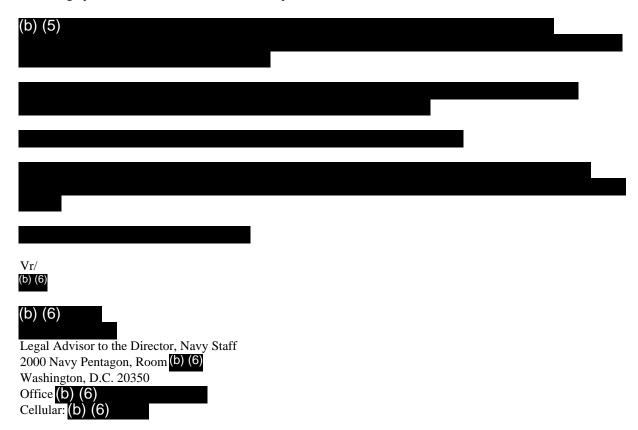
Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Following up on our discussion, recommended sequence of events:



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: (b) (6

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Thursday, March 03, 2016 18:24:35

Thanks!

----Original Message----

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/

(b) (6)

(b) (6) (b) (6)

Legal Advisor to the Director, Navy Staff

2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

-----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

From: (b) (6)

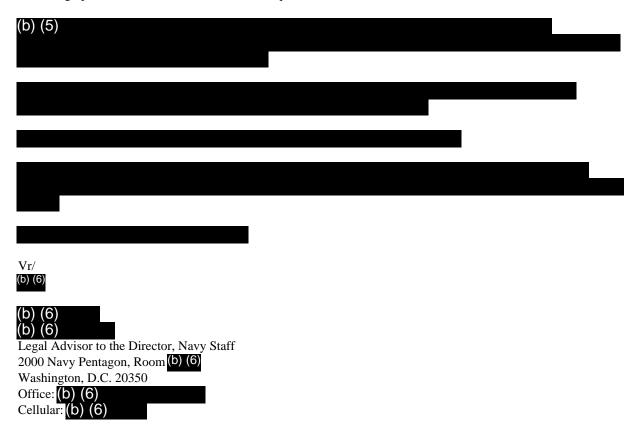
Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Following up on our discussion, recommended sequence of events:



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: (b) (6) ; Derrick, Amy E CAPT CHINFO, DCI
Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Monday, March 07, 2016 16:57:42

Tnx!!

From: (b) (6)

Sent: Monday, March 07, 2016 4:50:39 PM

To: Cutler, Dawn RDML CHINFO; Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Yes Ma'am,

I can open it. Will get it smooth for tomorrow.

Vr,

(b)

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Monday, March 07, 2016 4:50 PM

To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: FW: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Hi see if you can open this

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15:29 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/ (b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff

2000 Navy Pentagon, Room (b)

Washington, D.C. 20350

Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To: (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b)

Can you pls call me this am?

(b) (6)

----Original Message-----

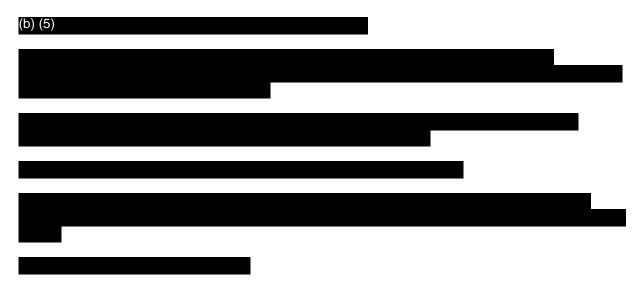
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,



(b) (6) (b) (6) Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) Washington, D.C. 20350 Office: (b) (6) Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

To: (b) (6) Derrick, Amy E CAPT CHINFO, DCI
Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Monday, March 07, 2016 16:53:30

Rog thanks

From: (b) (6)

Sent: Monday, March 07, 2016 4:50:39 PM

To: Cutler, Dawn RDML CHINFO; Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Yes Ma'am,

I can open it. Will get it smooth for tomorrow.

vr, (b) (6)

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Monday, March 07, 2016 4:50 PM

To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: FW: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Hi see if you can open this

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15:29 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am, (b) (5)

Vr/ (b) (6)

(b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To: (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

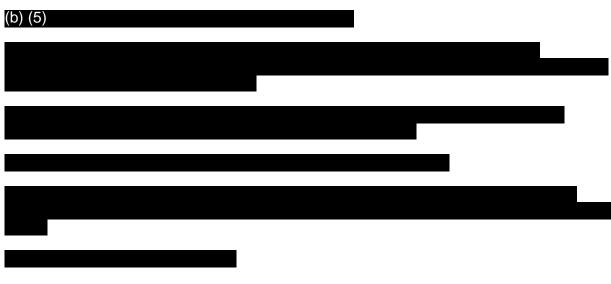
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

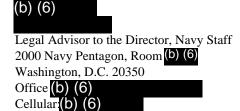
To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,







FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

From: <u>Cutler, Dawn RDML CHINFO</u>

To: (b) (6) ; Derrick, Amy E CAPT CHINFO, DCI
Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Monday, March 07, 2016 16:53:30

Rog thanks

From: (b) (6)

Sent: Monday, March 07, 2016 4:50:39 PM

To: Cutler, Dawn RDML CHINFO; Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Yes Ma'am,

I can open it. Will get it smooth for tomorrow.

Vr, (b) (6)

----Original Message----

From: Cutler, Dawn RDML CHINFO Sent: Monday, March 07, 2016 4:50 PM

To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: FW: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Hi see if you can open this

From: (b) (6)

Sent: Thursday, March 03, 2016 6:15:29 PM

To: Cutler, Dawn RDML CHINFO

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,

Ma'am (b) (5)

Vr/ (b) (6)

(b) (6) (b) (6)

Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6)

Washington, D.C. 20350

Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Thursday, March 03, 2016 8:23 AM

To: (b) (6)

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

(b) (6)

Can you pls call me this am?

(b) (6)

----Original Message-----

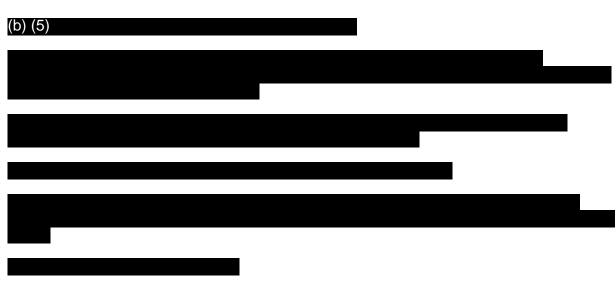
From: (b) (6)

Sent: Wednesday, March 02, 2016 5:42 PM

To: Cutler, Dawn RDML CHINFO

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,





(b) (6) (b) (6) Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6) Washington, D.C. 20350 Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

(b) (6) (b) (6) Legal Advisor to the Director, Navy Staff 2000 Navy Pentagon, Room (b) (6) Washington, D.C. 20350 Office: (b) (6)

Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

From: <u>Cutler, Dawn RDML CHINFO</u>

To: (b) (6

Subject: RE: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Date: Wednesday, March 02, 2016 19:54:18

Thanks!!

From: (b) (6)

Sent: Wednesday, March 02, 2016 5:41 PM

To: Cutler, Dawn RDML CHINFO

Washington, D.C. 20350

Office: (b) (6) Cellular: (b) (6)

Subject: FOUO - ATTORNEY WORK PRODUCT - Recommended way ahead

Admiral,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED-ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

From: Derrick, Amy E CAPT CHINFO, DCI

To: (b) (6) Cc: (b) (6)

Subject: RE: Marks and Report

Date: Tuesday, March 08, 2016 13:57:59

Copy. Can I be who shows it to him or should CAPT Tynch?

----Original Message-----

From: (b) (6)

Sent: Tuesday, March 08, 2016 1:57 PM To: Derrick, Amy E CAPT CHINFO, DCI

Cc: (b) (6)

Subject: RE: Marks and Report

Ma'am,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 1:25 PM

To: (b) (6) Cc: (b) (6)

Vr/
(b)(6)
-----Original Message----From: Derrick, Amy E CAPT CHINFO, DCI
Sent: Tuesday, March 08, 2016 1:58 PM
To: (b) (6)
Cc: (b) (6)
Subject: RE: Marks and Report

Copy. Can I be who shows it to him or should CAPT Tynch?

----Original Message-----From: (b) (6) Sent: Tuesday, March 08, 201

Sent: Tuesday, March 08, 2016 1:57 PM To: Derrick, Amy E CAPT CHINFO, DCI Cc: (b) (6)

Subject: RE: Marks and Report

Ma'am,

Vr/
(b)
(b) (6)
(b) (6)
(b) (6)
2000 Navy Pentagon, Room (b)
Washington, D.C. 20350
Office (b) (6)
Cellular: (b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 1:25 PM

To: (b) (6) Cc: (b) (6)

Subject: Marks and Report

Steve,

(b) (5)

Thanks.

Vr, Amy

CAPT Amy Derrick, USN Deputy Chief of Information Navy Office of Information Navy Pentagon - (b)

(b) (6) (b) (6)

Cc: (b) (6) Subject: RE: Marks and Report Date: Tuesday, March 08, 2016 14:26:49 We would prefer CAPT Tynch given it was a DNS investigation. Thanks! ----Original Message----From: (b) (6) Sent: Tuesday, March 08, 2016 2:26 PM To: Derrick, Amy E CAPT CHINFO, DCI Cc: (b) (6) Subject: RE: Marks and Report (b) (5) Vr/ (b) ----Original Message-----From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 1:58 PM To: (b) (6) Cc: (b) (6) Subject: RE: Marks and Report Copy. Can I be who shows it to him or should CAPT Tynch? ----Original Message-----From: (b) (6) Sent: Tuesday, March 08, 2016 1:57 PM To: Derrick, Amy E CAPT CHINFO, DCI Cc: (b) (6) Subject: RE: Marks and Report Ma'am, (b) (5) Vr/ (b) (b) (6) (b) (6) 2000 Navy Pentagon, Room (b) Washington, D.C. 20350 Office: (b) (6) Cellular: (b) (6)

From:

To:

Derrick, Amy E CAPT CHINFO, DCI

(b) (6)

FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

----Original Message----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 1:25 PM

To: (b) (6) Cc: (b) (6)

Subject: Marks and Report

Steve,

(b) (5)

Thanks.

Vr, Amy

CAPT Amy Derrick, USN Deputy Chief of Information Navy Office of Information Navy Pentagon - (b)



From: (b) (6

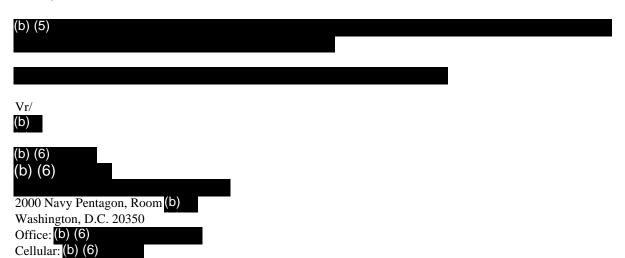
To: Derrick, Amy E CAPT CHINFO, DCI

Cc: (b) (6)

Subject: RE: Marks and Report

Date: Tuesday, March 08, 2016 13:57:17

Ma'am,



FOR OFFICIAL USE ONLY -- FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT PROTECTED--ANY MISUSE OR UNAUTHORIZED DISCLOSURE MAY RESULT IN BOTH CIVIL AND CRIMINAL PENALTIES.

Please note: This electronic transmission, including attachments, is for the sole use of the addressed and intended recipient(s) and may contain official, sensitive and/or privileged information. It may be protected from disclosure by applicable law, including the Privacy Act, attorney-client privilege or ATTORNEY WORK PRODUCT doctrine. Any use, distribution, copying or disclosure by another person is strictly prohibited. Accordingly, any unauthorized review, use, disclosure or distribution is prohibited and may result in civil and/or criminal penalties. Should you receive this transmission in error, please notify the sender via telephone or e-mail address above and destroy this message and all copies you may have in your possession. Thank you for your cooperation.

-----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 1:25 PM

To: (b) (6) Cc: (b) (6)

Subject: Marks and Report

(b) (6)

(b) (5)

Thanks.

Vr, Amy

CAPT Amy Derrick, USN Deputy Chief of Information
Navy Office of Information
Navy Pentagon - (b)
(b) (6)
(b) (6)



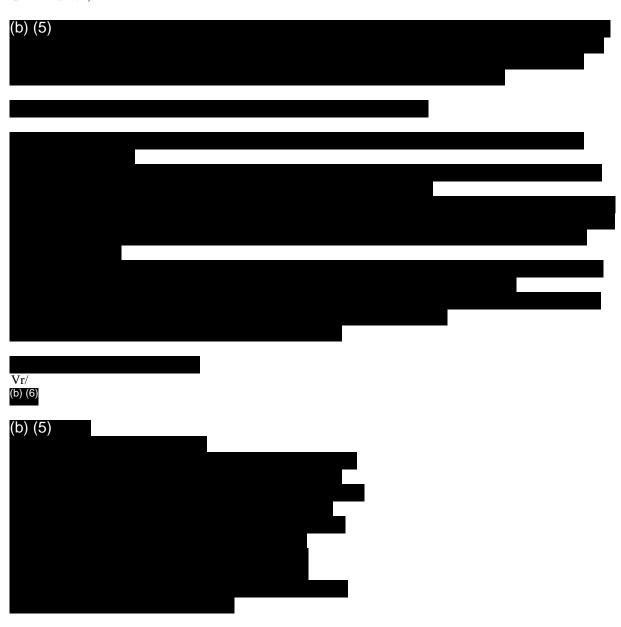
From: (b) (6)

To: Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: Marks FITREP

Date: Friday, April 22, 2016 15:19:44

CAPT Derrick,



----Original Message----

From: Derrick, Amy E CAPT CHINFO, DCI

Sent: Friday, April 22, 2016 2:18 PM

To: (b) (6)

Subject: Marks FITREP Importance: High

(b) (6)

Sorry for the delay. (b) (5)

(b)	(5)

Thanks for the assistance.

Vr, Amy





From: (b) (6)

To: Derrick, Amy E CAPT CHINFO, DCI

Cc: (b) (6)

Subject: RE: Marks investigation review

Date: Tuesday, March 08, 2016 14:48:22

(b) (5)

V_{L} (b) (6)

----Original Message-----

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Tuesday, March 08, 2016 2:46 PM

To: (b) (6) Cc: (b) (6)

Subject: Marks investigation review

(b) (5)

Thanks!!

CAPT Amy Derrick, USN Deputy Chief of Information Navy Office of Information Navy Pentagon - (b) (6)

(b) (6) (b) (6) From: <u>Cutler, Dawn RDML CHINFO</u>

To: Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: RE: Marks

Date: Monday, March 07, 2016 16:05:59

I have not looked at hospital pag yet

From: Derrick, Amy E CAPT CHINFO, DCI Sent: Monday, March 07, 2016 3:08:45 PM To: Cutler, Dawn RDML CHINFO; (b) (6)

Subject: RE: Marks

CI,

Does after wrap up work - 1630?

Vr,

Amy

BT BT

Have you had a chance to review the NAVEUR hospital PAG?

----Original Message-----

From: Cutler, Dawn RDML CHINFO Sent: Monday, March 07, 2016 2:58 PM

To: (b) (6) , EA; Derrick, Amy E CAPT CHINFO, DCI

Subject: Marks

Hi

(b) (6), can you pls have the NPLOC smoothed?

Amy, can you pls arrange for William to come by near the end of the day?

Tnx!

(

Subject: Date:	DNS EA; (6) (6) RE: Preliminary Inquiry Officer for CHINFO Wednesday, February 17, 2016 6:58:34
Understood. Unf	Fortunate.
RT	
Sent: Wednesday To: Thomas, Rol Cc: Tynch, Murr OPNAV, DNS E	nwn RDML CHINFO y, February 17, 2016 6:51 AM bert L VADM OPNAV, OPNAV DNS ray J III CAPT OPNAV DNS, DNS; Derrick, Amy E CAPT CHINFO, DCI; Triplett, Will M CAPT
DNS,	
_	missed you last evening but caught CAPT Tynch in the office. I am seeking his assistance with for an issue in my office involving CDR Marks. (note below explains)
	the note below to CNO this am, but wanted to inform you first. I have a medical appt at Ft Belvoir 't be in the office until later, otherwise I'd be in your office first thing this morning.
	zing through my community, has the attention of Pentagon Press Corps and OCJCS and OSD PA liam from their regular info distributions, citing risk to their organizations.
Very unfortunate	e.
v/r,	
Dawn	
CNO,	
I need to apprise	you of an issue within my office that is likely to garner Navy Times attention.
Today I will tem preliminary inqu	porarily reassign my Chief of Media Operations, CDR William Marks pending the results of a iry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising

Tynch, Murray J III CAPT OPNAV DNS, DNS; Derrick, Amy E CAPT CHINFO, DCI; Triplett, Will M CAPT OPNAV,

Thomas, Robert L VADM OPNAV, OPNAV DNS

Cutler, Dawn RDML CHINFO

From:

To:

Cc:

platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."
He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy. He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.
This action is a violation of the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.
I am working with VCNO JAG for legal advice and with DNS to designate a preliminary inquiry officer.
I will keep you apprised.
V/r,
Dawn

From: Howard, Michelle J ADM VCNO

To: <u>Cutler, Dawn RDML CHINFO</u>; <u>Richardson, John M ADM CNO</u>

Cc: Thomas, Robert L VADM OPNAV, OPNAV DNS; Crawford, James W VADM JAG; Flatt, Dom CAPT OPNAV, N09D;

Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: SENSITIVE: Preliminary Inquiry ICO CHINFO media officer

Date: Wednesday, February 17, 2016 8:15:52

Copy Dawn.

V38

----Original Message-----

From: Cutler, Dawn RDML CHINFO

Sent: Wednesday, February 17, 2016 7:55 AM

To: Richardson, John M ADM CNO; Howard, Michelle J ADM VCNO

Cc: Thomas, Robert L VADM OPNAV, OPNAV DNS; Crawford, James W VADM JAG; Flatt, Dom CAPT

OPNAV, N09D; Derrick, Amy E CAPT CHINFO, DCI

Subject: SENSITIVE: Preliminary Inquiry ICO CHINFO media officer

CNO, Vice Chief,

I need to apprise you of an issue within my office that will likely garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy." He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action appears to violate the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.

I am working with VCNO JAG and DNS and will keep you apprised.

V/r.

From: Oppel, Thomas CIV SECNAV, SECNAV

To: <u>Cutler, Dawn RDML CHINFO; Mabus, Ray HON SECNAV; Tom Oppel (b) (6)</u>

Cc: (b) (6) ; Derrick, Amy E CAPT CHINFO, DCI

Subject: RE: Sensitive: Preliminary Inquiry ICO CHINFO media officer

Date: Wednesday, February 17, 2016 8:37:33

Dawn

Thanks for the heads up. Sounds like you're handling appropriately.

Thomas P Oppel Chief of Staff Navy Secretary Ray Mabus



Sent from my IPad

From: Cutler, Dawn RDML CHINFO

Sent: Wednesday, February 17, 2016 7:57:11 AM

To: Mabus, Ray HON SECNAV; Oppel, Thomas CIV SECNAV, SECNAV; Tom Oppel (b) (6)

Cc: (b) (6) Derrick, Amy E CAPT CHINFO, DCI

Subject: Sensitive: Preliminary Inquiry ICO CHINFO media officer

Mr. Secretary, Mr. Oppel,

I need to apprise you of an issue within my office that will likely garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy." He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action appears to violate the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.

I am working with VCNO JAG and DNS and will keep you apprised.

V/r,

From: Richardson, John M ADM CNO

To: <u>Cutler, Dawn RDML CHINFO</u>; <u>Howard, Michelle J ADM VCNO</u>

Cc: Thomas, Robert L VADM OPNAV, OPNAV DNS; Crawford, James W VADM JAG; Flatt, Dom CAPT OPNAV, N09D;

Derrick, Amy E CAPT CHINFO, DCI; (b) (6)

Subject: RE: SENSITIVE: Preliminary Inquiry ICO CHINFO media officer

Date: Wednesday, February 17, 2016 7:56:38

Roger Dawn. Got it, John

From: Cutler, Dawn RDML CHINFO

Sent: Wednesday, February 17, 2016 7:54:58 AM

To: Richardson, John M ADM CNO; Howard, Michelle J ADM VCNO

Cc: Thomas, Robert L VADM OPNAV, OPNAV DNS; Crawford, James W VADM JAG; Flatt, Dom CAPT

OPNAV, N09D; Derrick, Amy E CAPT CHINFO, DCI

Subject: SENSITIVE: Preliminary Inquiry ICO CHINFO media officer

CNO, Vice Chief,

I need to apprise you of an issue within my office that will likely garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

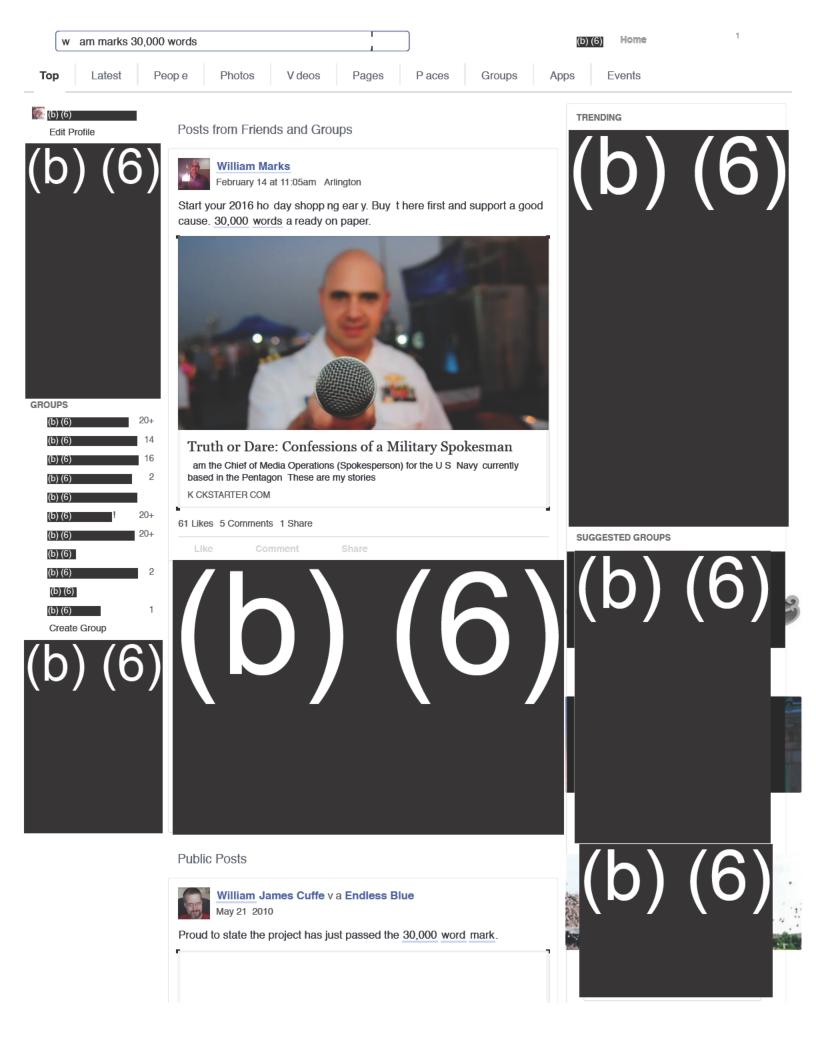
Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy." He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action appears to violate the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.

I am working with VCNO JAG and DNS and will keep you apprised.

V/r.





Endless Blue - Week 21 - The Narrowing Moral Compass

Through eyes wide with innocence from their ignorance primitive pisceans looked at the rolling oceans around them and were bewildered by complexity of it all;...

WJCUFFE L VEJOURNAL COM

5 Comments

Shore



William Holden

August 24 2014 Cambridge MA

Just crossed the 30,000 word mark on my nove!

25 Likes 6 Comments

Share

End of Results

See All

PEOPLE TO FOLLOW

What's This?



Mark Zuckerberg
Founder and CEO at Facebook
51 837 663 followers

English (US) Privacy Terms Cookies Advertising Ad Choices More Facebook © 2016







Mark Ko be/Getty Images At this time of her career, the most crucial factor has been as near to 100 % as you possibly can for that top occasions, even when this means compromising a few of the more compact competitions. The way the <u>atest</u> setback could mpact her available ty for that majors may be the greatest question <u>mark</u>. Serena <u>Warms</u> has drawn from the 2016 Qatar Open using the fluigetting earlier withdrawn in the Duba Titles. [180 more words.]

http://archysport.com/?p=17294



Serena Williams Illness: Updates on Tennis Star's Flu and Return – Bleacher Report

Like Page

Bleacher ReportSerena Williams Ilness: Updates on Tennis Star's Flu and ReturnBleacher...

ARCHYSPORT COM

Like Comment Share



Mark Ko be/Getty Images At this time of her career, the most crucial factor has been as near to 100 % as you possibly can for that top occasions, even when this means compromising a few of the more compact competitions. The way the ates to state of the state of the more compact competitions. The way the ates to state of the state of the more compact competitions. The way the ates to state of the state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates the state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates the state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the more compact competitions. The way the ates to state of the way the ates to state of the way the ates the ates the ates the <a href="m



See All

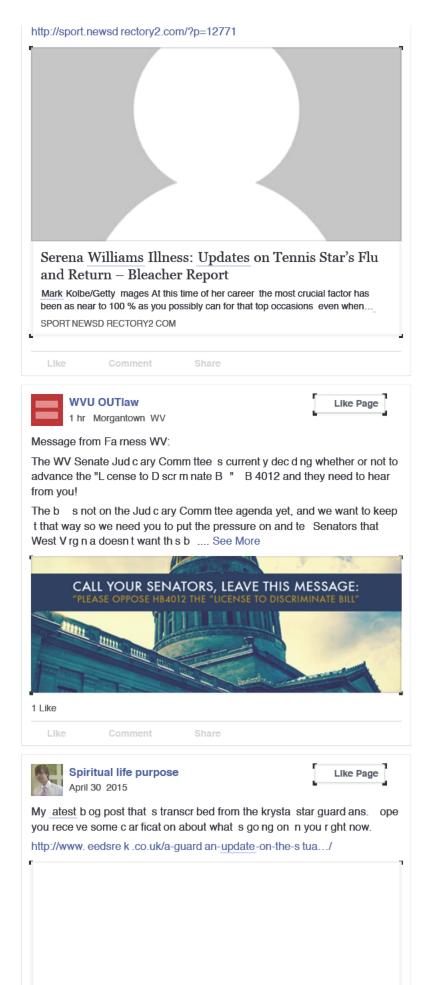
PEOPLE TO FOLLOW

Whats This?



Mark Zuckerberg
Founder and CEO at Facebook
51 836 378 followers

English (US) Privacy Terms Cookies Advertising Ad Choices More Facebook © 2016



A guardian <u>update</u> on the situation of the planet | <u>Mark</u> Williams Reiki Healer

We write to you in love that there is something profound happening on the space of your planet right now. We are reaching a lot of balance points that are

LEEDSRE K CO UK

1 Like

Llko

Comment

Share



MH370 MAS <u>Latest</u> News <u>Updates</u>. #prayersformh370

March 15 2014

M 370 MAS Latest News Updates. #prayersformh370

70 Likes 1 Share

Llke

Comment

Share



Beautiful Bizarre Magazine

December 3 2015

Like Page

Like Page

The Labours of ercu es exh b t on presented by FAMP Art s an amaz ng ONE NIG T ONLY event, so mark your d ar es!

DATE: 12 December TIME: 7 - 9:30pm

VENUE: Bott eneck Ga ery n Brook yn... See More



Like

Comment

Share



Like Page

▶ Latest Update for Far Pay! ◀

S ARE this post to spread the news!

http://j.mp/11 Zd8W ☜ LIKE for a FREE G ft, and p ay now!

☆★ Loya Fan Announcement : 150,000 ch ps reward!★☆...
Cont nue Read ng

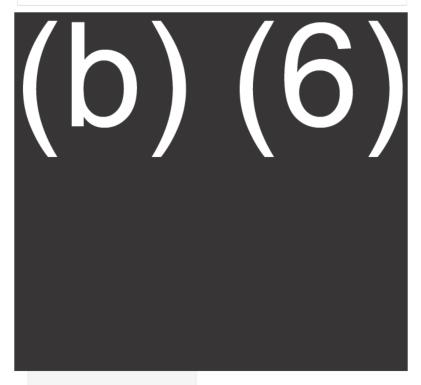


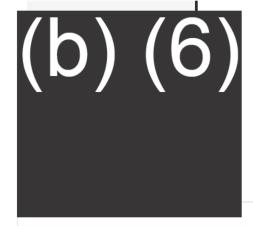
8 2K Likes 1 9K Comments 15K Shares

Llke

Comment

Share







<u>Latest</u> <u>Update</u> Of Missing flight MH370 Malaysian Airlines

Like Page

March 13 2014

P anes search ng an area where Ch nese sate tes spotted poss b e debr s from a m ss ng Ma ays an passenger jet have found no s gn of wreckage, offic a s sa d Thursday, d mm ng hopes of a breakthrough n the mystery. Ch na sa d ate Wednesday ts sate tes had detected on Sunday three arge float ng objects n a suspected cr...

Cont nue Read ng

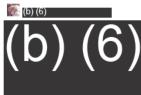
131 Likes 33 Comments 35 Shares

Llke

Comment

Share





GROUPS

(b) (6) (b) (6)

(b) (6)

(b) (6)

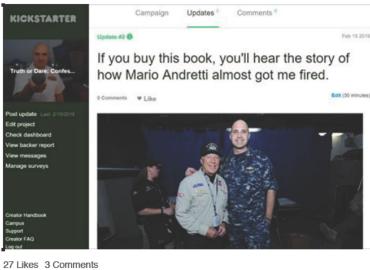
(b) (6)

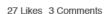
Posts from Friends and Groups



William Marks

The atest update to K ckstarter. C ck here to order your copy: https://www.k ckstarter.com/.../truth-or-dare-confess ons-of-...

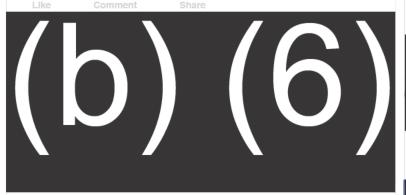




20+

20+

20+

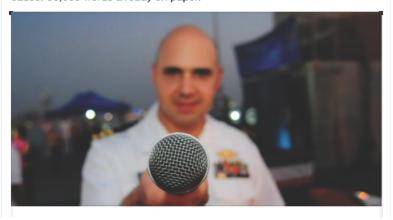




William Marks

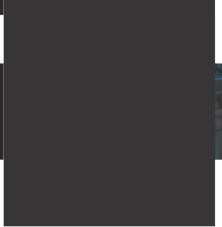
February 14 at 11:05am Arlington

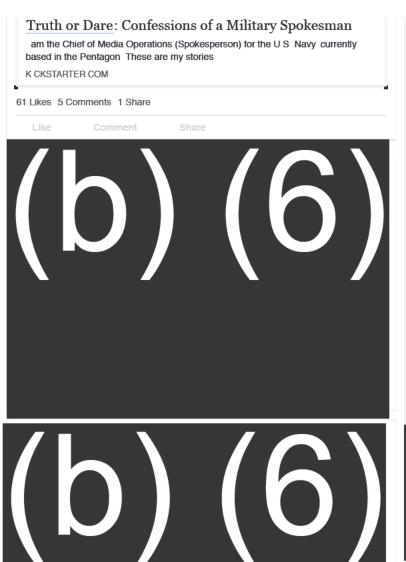
Start your 2016 ho day shopp ng ear y. Buy there first and support a good cause. 30,000 words a ready on paper.



(b) (6)









See All

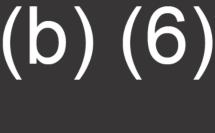
PEOPLE TO FOLLOW

What's This?



Mark Zuckerberg
Founder and CEO at Facebook
51 837 862 followers

Follow



English (US) Privacy Terms Cookies Advertising Ad Choices More Facebook © 2016

Public Posts



4 Likes

Llke

Truth Or Dare added a new photo to the a burn: Peop e and Th ngs We Love.

June 13 2015

Like Page

Com ng n NOVEMBER....The 2nd ed t on of Danny Draven's book, The F mmaker's Book of the Dead: A Morta s Gu de to Mak ng orror Mov es. Com ng to your favor te bookse er!

Featur ng nterv ews w th our very own D rector JESSICA CAMERON Robert Kurtzman's Creature Corps, Jane F em ng, Mark Ordesky Den se Gossett, M ke Mendez, Fu Moon Features & Char es Band, M ck Garr's Dav'd DeCoteau, Jojo Draven Chr's A exander, Regg e Bann ster T bor Takács Dav'd Lange, John Ottman, Chuck Wans, Steven M. B as n and M chae Berryman.

#ScreamQueen #Ind eF m #Women nF m # orrorF m



17 Likes

Llke

Comment

Shar



Like Page

CAN YOU ANDLE T E TRUT ? Why s Jew sh Influence so Dom nant and Pervas ve n the USA? Espec a y considering they represent on y 2% of the U.S. Popu at on- very s m ar to the percentage of omosexua s.

ave you not ced that the po $\,t\,cs$ of $\,$ omophob a and Ant -Sem $t\,sm$ are dent ca ?

<u>Dare</u> to crtcze e ther Israe (s)/Jews or the Rad ca Gay Agenda and you become targeted for character assass nat on, b ack st ng and the destruct on of your ve hood....

Cont nue Read ng



(b) (6)



Share



From:

Cutler, Dawn RDML CHINFO; Derrick, Amy E CAPT CHINFO, DCI; (b) (6) To:

(b) (6)

Subject:

(b) (2), (b) (5) Thursday, March 03, 2016 16:43:11 Date: Attachments: (b) (2), (b) (5)



Have a fine Navy day and make good choices!

FOR OFFICIAL USE ONLY - PRIVACY SENSITIVE: Any Misuse or unauthorized disclosure may result in both civil and criminal penalties.

From: <u>Cutler, Dawn RDML CHINFO</u>

To: Mabus, Ray HON SECNAV; Oppel, Thomas CIV SECNAV, SECNAV; Tom Oppel (b) (6)

Cc: Berger, Meredith A CIV SECNAV, FO; Derrick, Amy E CAPT CHINFO, DCI

Subject: Sensitive: Preliminary Inquiry ICO CHINFO media officer

Date: Wednesday, February 17, 2016 7:57:13

Mr. Secretary, Mr. Oppel,

I need to apprise you of an issue within my office that will likely garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy." He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action appears to violate the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.

I am working with VCNO JAG and DNS and will keep you apprised.

V/r,

From: <u>Cutler, Dawn RDML CHINFO</u>

To: Richardson, John M ADM CNO; Howard, Michelle J ADM VCNO

Cc: Thomas, Robert L VADM OPNAV, OPNAV DNS (b) (6) ; Crawford, James W VADM JAG; Flatt,

Dom CAPT OPNAV, N09D; Derrick, Amy E CAPT CHINFO, DCI

Bcc: (b) (6)

Subject: SENSITIVE: Preliminary Inquiry ICO CHINFO media officer

Date: Wednesday, February 17, 2016 7:55:00

CNO, Vice Chief,

I need to apprise you of an issue within my office that will likely garner Navy Times attention.

Today I will temporarily reassign my Chief of Media Operations, CDR William Marks pending the results of a preliminary inquiry.

Justification: on 13 Feb, CDR Marks opened a "Kickstarter" campaign (Kickstarter is an online fundraising platform) using his official position to solicit private funds to support a book he is writing called "Truth or Dare: Confessions of a Military Spokesman."

He is pictured wearing his uniform and identifies himself as "a spokesman for the US Navy." He implies that the book he is writing will reveal what goes on behind the scenes of television shows, newspaper interviews and within military public affairs.

This action appears to violate the Joint Ethics Regulation. Moreover it demonstrates poor judgment and undermines his credibility and ability to have trusting relationships with key stakeholders: senior leaders, peers, subordinates and journalists who report on the Navy.

I am working with VCNO JAG and DNS and will keep you apprised.

V/r,

From: Hicks, Gregory L CAPT USN JS OCJCS (US)

To: <u>Cutler, Dawn RDML CHINFO</u>
Subject: William Marks Kickstarter for Stories
Date: Monday, February 15, 2016 17:08:57

Dawn - I'm sure you've seen this? Did he clear this through legal? I feel for you on this one.

VR/ Greg

> https://www.kickstarter.com/projects/1110124566/truth-or-dare-confessions-of-a-military-spokesman